

THE CORPORATION OF THE TOWNSHIP OF ALNWICK/HALDIMAND

BY-LAW NO. 81-2008

BEING A BY-LAW TO REGULATE THE CONSTRUCTION AND ERECTION OF SIGNS WITHIN THE MUNICIPAL BOUNDARIES OF THE CORPORATION OF THE TOWNSHIP OF ALNWICK/HALDIMAND

WHEREAS subsection 99 of Section 210 of the Municipal Act, 2001, S.O. 2001, Chap. 25 as amended provides that by-laws may be passed by the Councils of local municipalities for prohibiting or regulating signs and other advertising devices or any class or classes thereof.

AND WHEREAS the Council of the Corporation of the Township of Alnwick/Haldimand considers it reasonable and necessary to regulate by by-law the number, location, size, and type of signs within the municipality boundaries of the Corporation of the Township of Alnwick/Haldimand.

NOW THEREFORE, be it enacted by the Council for the Corporation of the Township of Alnwick/Haldimand.

SECTION I – TITLE AND SCOPE

1.1 This by-law may be cited as the "Township of Alnwick/Haldimand Sign By-Law".

SECTION II – DEFINITIONS

2.1 The following terms shall for the purpose of this By-Law have the meanings stated below:

- a.) **"Township"** means the Corporation of the Township of Alnwick/Haldimand.
- b.) **"Off-Premise Sign"** shall mean a sign identifying or advertising a business, person, activity, goods, products or service, which is not related to, or available at the premises where the sign is located.
- c.) **"Area of Off-Premise Sign"** shall mean the area of the display surface(s) upon; against or through which the message or messages on the off-premise sign are displayed or illuminated.
- d.) **"Highway"** shall have the same meaning as that word is defined in the Municipal Act.
- e.) **"Off-Premise Sign Structure"**, shall mean the supports and framework for an off-premise sign.
- f.) **"Person"** shall mean any human being, Association, firm, partnership, incorporated company, corporation, agent or trustee and any heirs, executors, successors, assigns or other legal representatives of a person to whom a contract can apply according to law.
- g.) **"On Premise Sign"** shall mean a sign identifying or advertising a business, person, activities, goods, products or service that is available at the premise where the sign is located.

PART III – GENERAL PROVISIONS

**PROVISIONS FOR ALL SIGNS WITHIN THE TOWNSHIP OF
ALNWICK/HALDIMAND**

- 3.1 No person shall erect or display or use any sign or relocate or alter an existing sign unless such person has obtained a permit to do so from the Township of Alnwick/Haldimand.
- 3.2 This by-law shall apply only to signs greater than 16 square feet.
- 3.3 No new, altered or relocated sign within the boundaries of the Township of Alnwick/Haldimand shall be located in such a manner as to impede the view of any highway intersection or railroad grade crossing or any ingress and/or egress from private or public property or where it may be confused with or impair the view of any authorized traffic sign, signal or device.
- 3.4 Any person who constructs, erects, installs or places a sign with a face size larger than 16 square feet on any lot within the Township of Alnwick/Haldimand shall be required to obtain a permit from the Township of Alnwick/Haldimand.
- 3.5 The Chief Building Official and the Road Superintendent prior to final approvals shall first inspect all sign installations requiring a permit.
- 3.6 The erection or installation of signs shall be prohibited on any public property.
- 3.7 All signs erected within the Township of Alnwick/Haldimand shall be kept in good repair and maintained regularly.
- 3.8 Signs shall not be posed on any Township, County or Provincial Highway sign posts subject to compliance with Section 5.
- 3.9 Subject to Section 4 and 5, all freestanding sign installations in the rural designation of the Official Plan shall maintain a minimum setback of 35 feet from the centerline of any road within the Township of Alnwick/Haldimand.
- 3.10 Subject to Section 4 and 5, all freestanding signs in a commercial or industrial zone shall be exempt from a minimum set back.
- 3.11 No one side of an On-Premise sign, for a home occupation as defined, shall have an area of greater than 4 (four) square feet. For the purposes of this section, a V shaped sign will be permitted, providing each of the 2 sides of the sign is not greater than 4 square.
- 3.12 A maximum of one, On-Premise sign for a permitted home occupation may be erected or displayed on any one property.
- 3.13 This by-law does not apply to a sign that was lawfully erected within the boundaries of the Township of Alnwick/Haldimand on the day this By-Law comes into force, provided that such sign is not altered or relocated.

SECTION IV – PENALTY

- 4.3 Nothing in this By-Law shall be interpreted to exempt any person from complying with the requirements of any By-Laws in force within the Township, or from obtaining any licence, permission, consent, permit, authority, or approval required by this or any other By-Law of the Corporation of the Township of Alnwick/Haldimand or by any other Federal, Provincial, County of Municipal Law.

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- 4.4 If any section or sections of this By-Law, or parts thereof are found by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the By-Law as a whole, or any part hereof other than the Section declared invalid, and it is hereby declared to be the intention that all remaining sections of this By-Law shall remain in full force and effect.
- 4.5 Every person who contravenes any provision of this By-Law shall be guilty of an offence and upon conviction be liable to such fine as is provided for in the provisions of the Provincial Offences Act.

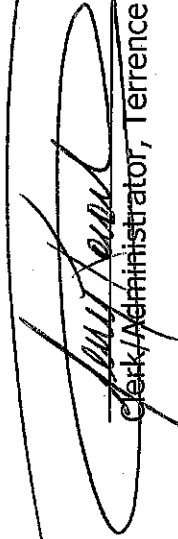
SECTION V – ENFORCEMENT

- 5.5 Any by-law inconsistent with this by-law shall hereby be rescinded.
- 5.6 This By-Law shall come into force and take effect on the date of passing.

This By-Law given a FIRST, SECOND and THIRD READING and FINALLY PASSED this
17th day of September, 2008.



Mayor, William Finley



Clerk/Administrator, Terrence Korotki

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CORPORATION OF THE TOWNSHIP OF ALNWICK/HALDIMAND

APPLICATION FOR PERMISSION TO ERECT A SIGN

APPLICANT TO COMPLETE:

APPLICATION NUMBER:

Name: _____

Mailing Address: _____

Postal Code: _____

Phone No.: (Res.) _____ (Bus.) _____

Name of Business: _____

Type of Business: _____

Location of Sign: (Diagram required) _____

Size of Sign: _____

Wording of ad on Sign: _____

Construction Type: (permanent/portable) _____

Type of Special Event: _____

Expiry date for Special Event Sign: _____

Requested date of installation of sign: _____

I, the applicant agree to abide by the terms and conditions of the Township By-Law to regulate the erection of signs within the Township of Alnwick/Haldimand and the Municipal Littering By-Law, and further that I understand their requirements.

Signature of Applicant _____ Date of Signature _____

**** THIS IS AN APPLICATION ONLY - DO NOT COMMENCE WITH THE CONSTRUCTION
OR INSTALLATION OF THE SIGN UNTIL YOUR PERMIT HAS BEEN ISSUED BY THE
TOWNSHIP OF ALNWICK/HALDIMAND.**

**BUILDING DEPARTMENT: TO COMPLETE THE FOLLOWING
SECTION PRIOR TO RETURNING APPLICATION TO THE
CLERK/Administrator.**

- Approval of sign construction
- Following items are required to comply with the Building Code: _____

ZONING COMPLIANCE: _____ IN COMPLIANCE _____ NOT IN COMPLIANCE _____

Signature of Building Inspector: _____ Date: _____

- Appropriate fee paid.
- Approvals or letter of consent received from the Township Public Works Department, if it is applicable.

UPON INVESTIGATION OF THE ABOVE APPLICATION ON:

- Date: _____
- ALL PROVISIONS HAVE BEEN MET; THEREFORE A PERMIT MAY BE ISSUED.
 - ALL PROVISIONS HAVE BEEN MET BUT A PERMIT IS NOT REQUIRED.
 - THE REQUESTED SIGN IS NOT PERMITTED.
 - THE FOLLOWING ARE OUTSTANDING PROVISIONS AND/OR CONDITIONS FOR ISSUANCE OF A PERMIT.

The above outstanding provisions have been met as of (date) _____, therefore a permit may be issued.
