

**The Corporation of the County of Peterborough  
By-law No. 2020-XX**

**Sign By-law**

**Being a By-law prohibiting and regulating the placing and erecting of signs, notices and advertising devices upon or adjacent to County of Peterborough Roads.**

**Whereas** subsection 59 of the *Municipal Act, 2001*, S.O. 2001, c.25 provides that, without limiting sections 9, 10 and 11, an upper-tier municipality may prohibit or regulate the placing and erecting of any sign, notice or advertising device within 400 metres of any limit of an upper-tier highway;

**And Whereas** sections 9, 10, 23.1 to 23.5 and 284.1 of the *Municipal Act, 2001*, S.O. 2001, c. 25 authorize a municipality to delegate its powers and duties, subject to certain restrictions, and authorize a municipality to provide for a review or appeal of a decision made by a person or body in the exercise of power or duty delegated to him, her or it;

**And Whereas** Section 391(1) of the Act, as amended, provides that without limiting Sections 9, 10 and 11, those Sections authorise the Corporation of the County of Peterborough to impose fees or charges on person, for

- a) Services or activities provided or done by or on behalf of it;
- b) Costs payable by it for services or activities provided or done by or on behalf of any other municipality or any local board; and
- c) The use of its property including property under its control.

**And Whereas** section 446 of the *Municipal Act, 2001*, S.O. 2001, c. 25 provides that where a municipality has the authority to direct or require a person to do a matter or thing, the municipality may also provide that, in default of it being done by the person directed or required to do it, the matter or thing shall be done at the person's expense, and that the municipality may recover the costs of doing a matter or thing by action or by adding the cost to the tax roll and collecting them in the same manner as property taxes

**And Whereas** the *Municipal Act, 2001*, Section 99 authorizes municipal councils to pass By-laws respecting advertising devices including signs;

**And Whereas** the *Municipal Act, 2001*, Section 391 authorizes fees and charges to be imposed on persons for the use of its property including property under its control;

**And Whereas** the *Municipal Act, 2001*, Section 446 authorizes entry onto property to enforce Township By-laws;

**And Whereas** the *Municipal Act, 2001*, Section 63(1) authorizes the removal and impounding of objects that contravene the By-law;

**And Whereas** in the opinion of Council, the power being delegated to authorize sign variances is of a minor nature, having regard to the number of people, the size of the geographic area and the time period affected by an exercise of the power;

**And Whereas** the Council of The Corporation of the County of Peterborough desires to regulate the placing and erecting of signs, notices and advertising devices upon or adjacent to County roads

**Now Therefore** the Council of The Corporation of the County of Peterborough hereby enacts as follows:

**1. Short Title**

1.1 This By-law as may be amended from time to time may be cited as the “Sign By-law”.

**2. Interpretation**

2.1 In this By-law:

2.1.1 “Applicant” means a Person applying for a Sign Permit.

2.1.2 “Bush Country Roads” means those County Roads as identified in **Schedule “A”** hereto.

2.1.3 “Council” means the Council of The Corporation of the County of Peterborough.

2.1.4 “County” means The Corporation of the County of Peterborough.

2.1.5 “Directional Signage” means a Sign that contain only the name of a business, its logo and an arrow or other form of directional indicator, which Sign shall not exceed 3 square metres (32.3 square feet) in size.

2.1.6 “Election Sign” means a sign erected in connection with a Federal, provincial or Municipal election.

2.1.7 “Erect”, “Erected” and “Erection” includes the placing, altering or relocation of any Sign or any portion thereof.

2.1.8 “Director” means the Director, Infrastructure Services or his or her designate, for the Corporation of the County of Peterborough.

2.1.9 “Illuminate”, “Illuminated” and “Illumination” means lighting of a Sign, in whole or in part, by artificial means and includes:

- (i) lighting the Sign with a light source located within the Sign, and
- (ii) having a light source exterior to the Sign on or directed at the Sign

2.1.10 "Mobile Sign" means a Sign that is specifically designated or intended to be readily moved from one location to another and that does not rely on a building or fixed foundation for its structural support but does not include a Sign attached to a vehicle where the principal use of the vehicle is the transportation of people, goods and other material and includes inflatable Signs.

2.1.11 "Official Sign" means a Sign required by or Erected under any statute, regulation, By-law or directive of any Federal, Provincial or Municipal government or agency, board or commission.

2.1.12 "Owner" means any person described on the Sign, or whose name or address or telephone number appears on the Sign, or who installed the Sign, or who is in lawful control of the Sign, or who benefits from the message on the Sign, and for the purposes of this By-law there may be more than one Owner of a Sign.

2.1.13 "Person" includes an individual, association, firm, partnership, corporation, trust, organization, trustee or agent, and their heirs, executors or legal representatives.

2.1.14 "Portable Sign" means sign having no permanent attachment to a building or the ground, including A-frame signs, sandwich board signs, pole attachments and signs mounted on a mobile base.

2.1.15 "Professional Engineer" means an individual, who has fulfilled education and experience requirements and passed rigorous exams that, under Ontario laws, permits them to offer engineering services directly to the public.

2.1.16 "Road Allowance" means a County road allowance and includes all lands and structures contained within the outer limits of the allowance including grassed areas, ditches, curbs, gutters, sidewalks and other structures and includes a "Highway" as defined under the Highway Traffic Act (Ontario) which is under the jurisdiction of the County;

2.1.17 "Sign" means any device, including its structure or other component parts, which is used or is capable of being used to attract attention to a specific subject matter for identification, information or advertising purposes but does not include window displays and flags or emblems of patriotic, civic, educational, religious organizations or private clubs.

2.1.18 “Sign Permit” means any permit issued by the Director pursuant to this By-law.

2.1.19 “Sign Variance” means a minor change to this By-law for a specific property.

2.1.20 “Third Party Advertising” means a Sign Erected on or at a business premise (excluding farmland) intended to advertise a business conducted at another location.

### **3. Prohibitions**

3.1 Notwithstanding any other provisions of this By-law, no Person shall erect, install, post, display, maintain or keep a Sign, with the exception of those Signs specifically stated as exempt in this By-law:

3.1.1 within the road allowance of any County Road except as specifically set out in this By-law by:

- i. Creating a safety hazard;
- ii. Impeding or obstructing maintenance or construction operations;
- iii. Impeding access to or obstructing a fire hydrant;
- iv. Impeding or obstructing the passage of pedestrians where they are reasonably expected to walk;
- v. Impairing or obstructing the visibility of vehicular or pedestrian traffic or within 30 metres (100 feet) of a public trail, driveway, entranceway, railway crossing; or
- vi. Obscuring or detracting from the visibility or effectiveness of an official Sign or a traffic control signal;
- vii. Obstructing the flow of water in a drain, ditch or watercourse.

3.1.2 that overhangs the road allowance of a County Road allowance except as specifically set out in this By-law;

3.1.3 within the road allowance of any Bush Country Road without first obtaining a Sign Permit from the Director as provided in Schedule “A” of this By-law;

3.1.4 within 400 metres (1,312 feet) of any limit of the road allowance of any County Road without first obtaining a Sign Permit from the Director as provided in Schedule “B” of this By-law;

3.1.5 having obtained a Sign Permit,

- (i) between the edge of the pavement and the centre line of the ditch or in such manner as to not impede, in the Director’s sole opinion, drainage within the road allowance of a Bush Country Road, or

- (ii) fail to Erect the Sign as close to the limit of the road allowance or fence line as possible; or
- 3.1.6 exceeding 1.8 metres in height without the certification of a licenced Professional Engineer;
- 3.1.7 for which a Sign Permit has been issued except as in accordance with this By-law;
- 3.1.8 that resembles an official sign or a traffic control sign or device in colour, shape, wording, content or location;
- 3.1.9 affixed to a tree, utility pole, bridge structure or painted or pasted on a rock surface;
- 3.1.10 which does not comply with the provisions of the Building Code, Electrical Safety Code, the Occupational Health and Safety Act, the Construction Safety Act, or any other applicable governmental regulation;
- 3.1.11 that contains or is accompanied with a device that creates noise or that resembles to an official light which is not used for its purpose of controlling the traffic or for the safety of workers under any Act. (ex: flashing beacon light attached or accompanying sign not used for traffic control);
- 3.1.12 that is obsolete and advertises an event that is over, a business or enterprise that is no longer conducted, or an activity, product, service or facility that is not in season or is no longer provided;
- 3.1.13 which interferes with maintenance and the safe passage of vehicular or pedestrian traffic not in accordance with the Ontario Traffic Manual and County of Peterborough By-laws; as amended;
- 3.1.14 which does not comply with the provisions of this By-law;
- 3.1.15 which does not comply with any applicable By-law of the local municipality in which the Sign is located, and
- 3.1.16 that, in the Director's sole opinion, interferes with the safe movement of traffic, including but not limited to the obstruction of sight lines at intersections, where road alignment or grade changes or the impediment of snow removal operations.

3.2 Section 3.1 does not extend to or affect the right of the County to Erect Signs within the road allowance or within 400 metres of the road allowance of any County Road or Bush Country Road.

#### **4. Prohibitions – Illumination**

4.1 Notwithstanding any other provisions of this By-law, no Person shall install, post, display, maintain or keep a Sign, with the exception of those Signs specifically stated as exempt in this By-law,:

4.1.1 that is Illuminated without first obtaining written approval from the Director;

4.1.2 Illumination shall be limited to spot lights or back lighting;

4.1.3 LED lighting shall be prohibited for use on any Sign;

4.1.4 flashing or moving lights shall be prohibited for use on any Sign;

4.1.5 with moving messages unless such moving messages are static in appearance for no less than 60 seconds

4.1.6 electronic and mechanical signs shall be prohibited from being installed in the County road allowance including mechanical changeable signs without first obtaining written approval from the Director.

#### **5. Specific Provisions – Exempted Signs**

5.1 This By-law does not apply to the Erection of the following Signs except as specifically set out in this section. The following Signs are exempted from the fees, permit and set back provisions of this By-law unless otherwise noted. Unless otherwise permitted, no exempted Signs are permitted to be erected on the County road allowance.

5.1.1 Signs erected or approved by the County or any municipal authority for the regulation, safety or guidance of traffic or to provide public information including street Signs bearing only property numbers, street addresses, 911 emergency response addresses, mailbox numbers, estates names and/or occupants' names;

5.1.2 Directional Signage provided

(i) the Person Erecting the Directional Signage obtains a Sign Permit and pays the fee prescribed in the Tariff of Fees By-law, and

(ii) the Directional Signage

- a) does not exceed 3 square metres (32.3 square feet) in total area,
  - b) does not include any information other than the name of the business and a directional or some other form of pointer and a distance measure, and
  - c) is not Erected nearer than 45 metres (150 feet) to and any farther than 100 metres (328 feet) from the intersection;
- 5.1.3 real estate Signs not exceeding 0.5574 square metres (6 square feet) in total area Erected on private property to advertise the sale, rent or lease of the private property; however, real estate signs exceeding 0.5574 square metres (6 square feet) in total area must comply with the provisions described of this By-law hereto but shall not require a Sign Permit;
- 5.1.4 “no trespassing” or such other Signs regulating the use of private property;
- 5.1.5 memorial or commemorative Signs or tablets, ground mounted, or permanently attached to or architecturally integrated into a building;
- 5.1.6 Signs Erected by or on behalf of a government or municipal agency or body, which contain no advertising, such as traffic Signs and signals, radar speed signs and other types of Signs used as a traffic calming devise, wildlife crossing Signs, railroad crossing Signs, safety Signs, Neighbourhood Watch Signs, trail and trail crossing Signs, government agency permit Signs, service club or community group Signs and Signs identifying schools and other government operated public facilities;
- 5.1.7 Signs Erected over the road allowance by or on behalf of the County, municipal, provincial or federal governments for the promotion of recreation and tourism;
- 5.1.8 “open” and “closed” Signs Erected on private commercial and industrial property provided
- (i) the total area of the Sign does not exceed 0.3716 square metres (4 square feet), and
  - (ii) the number of Signs does not exceed 1 per business on the private property;
- 5.1.9 Signs Erected on
- (i) a building face or roof of a commercial and industrial business being operated at the private property of that business, or

- (ii) on the private property of a commercial and industrial business which shall be subject to the setback provisions set out in Schedule "B" thereto;

5.1.10 temporary signs used in conjunction with a special event sponsored by a municipal, charitable or non-profit organization, which Sign shall be removed within 7 days of the conclusion of the special event;

5.1.11 Election Signs as provided in Schedule "C" of this By-law;

5.1.12 Signs Erected to advertise the sale of fresh farm products provided the total area of the Sign does not exceed 1.5 square metres (16 square feet).

## **6. Content of Signs**

6.1 The message, logos, graphics displayed on any Sign must not promote violence, hatred and discrimination on the basis of race, ancestry, place of origin, colour, ethnic origin, citizenship, creed, sex, sexual orientation, age, marital status, family status, disability or contempt against any identifiable group.

6.2 The message, logos, graphics displayed on any Sign must not be disrespectful or contain profanity or obscenity.

6.3 The message, logos, graphics displayed on any Sign must not promote unlawful activity.

## **7. Maintenance and Condition of Signs**

7.1 All Signs which are permitted by this By-law shall, at all times, be maintained by the Sign Owner in a state of good repair.

7.2 No Person having Erected a Sign shall fail to maintain the Sign in good structural and neat condition.

7.3 Where, in the Director's sole opinion, a Person fails to maintain a Sign permitted by this By-law as set out in section 8.1, the Director may require the immediate repair or removal of the Sign at the Person's expense upon written notice.

## **8. Sign Variance**

8.1 Any Person wishing to Erect a Sign not permitted by this By-law may apply for a Sign Variance.



- 8.2 An application for a Sign Variance shall be made in writing to the Director who may prescribe any information to be given therein and other necessary documentation to be completed or submitted by the applicant in conjunction with the application.
- 8.3 Every Sign Variance application shall be submitted to the Director and be accompanied by:
- (a) the appropriate non-refundable fee as set out in Tariff of Fees and Charges By-law, as may be amended from time to time;
  - (b) if the applicant is a corporation, a copy of the incorporating document and a copy of the last annual information filed or, if a registered partnership, a copy of the registered declaration of partnership and a copy of the business name registration; and
  - (c) plans detailing the Sign proposed to be Erected describing the Sign proposed to be Erected satisfactory to the Director;
- 8.4 Where, in the Director's opinion, the requested Sign Variance is minor, satisfies the intention of this By-law and is appropriate, the Director shall issue a Sign Permit for the Sign.
- 8.5 Where, in the Director's opinion, a legally permitted existing sign, installed prior to the implementation of this By-law, is determined to be non-compliant with this By-law, that existing sign shall be brought into compliance with this By-law on or before January 1, 2023.
- 8.6 Where, in the Director's opinion, the requested Sign Variance is not minor, does not satisfy the intention of this By-law or is not appropriate, and the Director does not issue a Sign Permit for the Sign, the Person applying for the Sign Variance may request that the application be referred to Council for reconsideration.
- 8.7 Where, in Council's opinion, the requested Sign Variance is minor, satisfies the intention of this By-law and is appropriate, the Director shall issue a Sign Permit for the Sign.

## **9. Offences**

- 9.1 Each Person who contravenes any provision of this By-law is guilty of an offence and on conviction is liable to a fine of:
- (a) not less than \$200 and not more than \$500;
  - (b) not less than \$300 and not more than \$1,000 for a second conviction of the same offence; and

(c) not less than \$400 and not more than \$2,500 for a third or subsequent conviction of the same offence.

9.2 Prosecution under this By-law shall not preclude any other legal actions required to recover damages required to repair, replace or restore damaged real or personal property as the case may be.

## **10. Removal**

10.1 Where a Sign, that does not comply with this By-law, is Erected on, over, partly, on or partly over property owned by or under the jurisdiction of the County, the Sign may be removed immediately by the County without notice or compensation to the owner of the Sign.

10.2 The Director, in his or her sole opinion, shall determine whether any Sign is in compliance with this By-law and where the Sign Owner has not complied or is not complying with the provisions of this By-law.

10.3 Where a Sign has been removed by the County, the County shall charge a fee for the cost of the removal of the Sign pursuant to Tariff of Fees By-law.

10.4 The County shall not be liable for any damages or loss to an election Sign that was displayed in accordance with this By-law or that was removed by the County pursuant to the provisions of this By-law.

## **11. Conflict**

11.1 This By-law shall not be construed to reduce or mitigate any restrictions or regulations lawfully imposed by the County or by any governmental authority having jurisdiction to make such restrictions or regulations.

11.2 If there is a conflict between a provision of this By-law and a provision of any other County By-law, the provision that establishes the higher standard to protect the health and safety of the public and to maintain a clean and tidy condition on land shall apply.

## **13. Severability**

13.1 If any provision of part of a provision of this By-law is declared by any court or tribunal of competent jurisdiction to be illegal or inoperative, in whole or in part, or inoperative in certain circumstances, the balance of the By-law, or its application in other circumstances, shall not be affected and shall continue to be in full force and effect.

## **14. Applicability**

14.1 Any sign that is lawfully erected or displayed on or before the day this By-law comes into force, but does not comply with this By-law, shall be allowed to remain so long as it is not in any way substantially altered, provided that the maintenance and repair of the sign or a minor change in the message displayed shall not constitute an alteration.

**15. Effective Date**

15.1 This By-law is effective as of the date of

15.2 By-law 2007-55 as amended is hereby repealed.

Read a first, second and third time and passed in Open Council this XX day of XXXX, 2020.

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J. Murray Jones      Warden

c/s

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Lynn Fawn      Clerk

### Schedule "A" – Bush Country Signs

1. Signs may be erected within the road allowance of the following roads under the jurisdiction of the County by an Applicant having first obtained an appropriate Permit from the County:

County Road	Description
37	County Road 16 to County Road 23/36
36	Provincial Highway 28 to City of Kawartha Lakes Boundary
504	Provincial Highway 28 to County of Hastings Boundary
507	County Road 36 to the County of Haliburton Boundary
620	Provincial Highway 28 to County of Hastings Boundary
46	County Road 44 to County Road 504
54	County Road 620 east to Chandos Lake
49	City of Kawartha Lakes Boundary to County Road 121
503	City of Kawartha Lakes Boundary to County of Haliburton Boundary
121	County Road 49 to City of Kawartha Lakes Boundary
44	County Road 46 to Township of Douro Dummer Boundary
47	County Road 46 to County Road 44
56	Provincial Highway 28 to County Road 6
52	County Road 504 to Fire Route 88
23	County Road 37 south to the south side of bridge in Buckhorn

2. A Sign may be erected within the road allowance of any road under the jurisdiction of the County identified in this Schedule "A", subject to the following conditions:
- (a) payment of the Sign Permit application fee as prescribed in the Tariff of Fees By-law;
  - (b) execution of an agreement with the County satisfactory to the Director;

- (c) submission of plans describing the Sign proposed to be Erected satisfactory to the Director;
- (d) Signs shall be of a maximum size of 5.9 square metres (64 sq. ft.);
- (e) Signs exceeding 1.8 metres in height will require the certification of a licenced Professional Engineer to be provided by the Applicant;
- (f) Signs shall be erected on a firm foundation firmly secured into or on the ground to the satisfaction of the Director;
- (g) support structures for Signs be designed and constructed in accordance with a design standard approved by the Director;
- (h) reflectivity of any Sign shall not exceed the specification for Engineer Grade Reflective Sheeting typically meeting ASTM D4956 Type 1 standards at a maximum coverage of 20% of the measured area of a Sign;
- (i) illumination of Bush Country signs shall not be permitted;
- (j) the location of Signs shall be selected on the basis of mitigating impacts to the natural environment in order to minimize vegetation removal and impacts to other natural features;
- (k) Signs shall be placed as close to the property limit of the road allowance as possible;
- (l) no Sign will be allowed to be erected between the edge of the pavement and the centre-line of the ditch or in such a manner as to impede drainage;
- (m) no Sign will be permitted to be installed along the frontage of lands designated as Residential zoning;
- (n) only "one-sided" Signs will be permitted to be installed at a maximum 45 degree angle to the on-coming direction of traffic;
- (o) Bush Country Signs shall not be placed closer than 300 metres (984 feet) to each other and only on one side of the County road allowance regardless of the side of the road allowance;
- (p) if the Applicant is a corporation, a copy of the incorporating document and a copy of the last annual information filed or, if a registered partnership, a copy of the registered declaration of partnership and a copy of the business name registration;

- (q) the Applicant acknowledges that issuance of a Sign Permit is for permission the use, occupancy and maintenance of the County property immediately surrounding the Sign;
  - (r) proof of commercial general liability insurance in an amount no less than \$5,000,000, naming the County as an additional insured and containing a cross liability clause;
  - (s) an indemnification and hold harmless undertaking in favour of the County and signed by the applicant or by an individual having the authority to bind the Applicant, and;
  - (t) such other information as the Director may require.
3. All other provision contained in this By-law shall apply to this Schedule "A".
  4. The Director may revoke a Sign Permit where, in his or her sole opinion, the applicant has not complied or is not complying with the provisions of this By-law.
  5. Where the Director revokes a Sign Permit, the applicant shall immediately remove the Sign within receipt of fifteen (15) days written notice from the Director.
  6. Where the Director revokes a Sign Permit and the applicant fails to remove the Sign after having been notified in writing by the Director, the County shall remove the Sign.
  7. Where a Sign Permit is revoked, the applicant is not entitled to a return of any fee paid to obtain the Sign Permit.
  8. Notwithstanding sections 5, 6 and 7 of Schedule "A", where a Sign Permit is revoked, the applicant may apply for a new Sign Permit subject to the provisions of Schedule "A".
  9. Receipt of an application and/or a fee for a Sign Permit by the County shall not represent approval of the application for the issuance of a Sign Permit nor shall it obligate the County to issue a Sign Permit.
  10. No Person shall transfer or assign his or her Sign Permit.
  11. In the event that a Person attempts to transfer or transfers his or her Sign Permit, the Sign Permit is void and there shall be no return of any fee paid to the County.
  12. Any Sign placed in the County road allowance and found to be in violation of this By-law shall be subject to seizure by the County and such seized sign shall be stored for up to seven (7) days after the date of removal by the County; an Owner may retrieve a sign stored by the County but the County may, without notice or

compensation to any person, destroy or otherwise dispose of any election sign that has not been retrieved within the aforementioned period:

13. The Sign removal fee for costs incurred by the County shall be pursuant to provisions of this By-law.
14. The County reserves the right to remove any offending Sign, any Sign placed within a County road allowance that is deemed to be a hazard or otherwise that is in non-compliance with this By-law without notice to any person and without compensation to the owner of the Sign.
15. The County shall not be liable for any damages or loss to a Sign that was removed by the County pursuant to the provisions of this By-law.
16. Where a Person obtains a Sign Permit as provided for in this By-law, an annual fee as prescribed in Tariff of Fees By-law shall be paid to the County constituting a leasing cost for the annual use of the County road allowance with the Sign which shall expire as of December 31 in each year and shall be renewed annually by the Applicant obtaining a renewal of the Sign Permit, unless the continuation of the Sign Permit is prohibited or discontinued by the County. The annual fee shall apply only for that calendar year in which it is issued. For applications received partially through the year, the fee shall be pro-rated.

## **Schedule “B” – Signs on Private Property**

- 1. Urban and Built-up Areas**
- 2. Rural Areas**

1st DRAFT

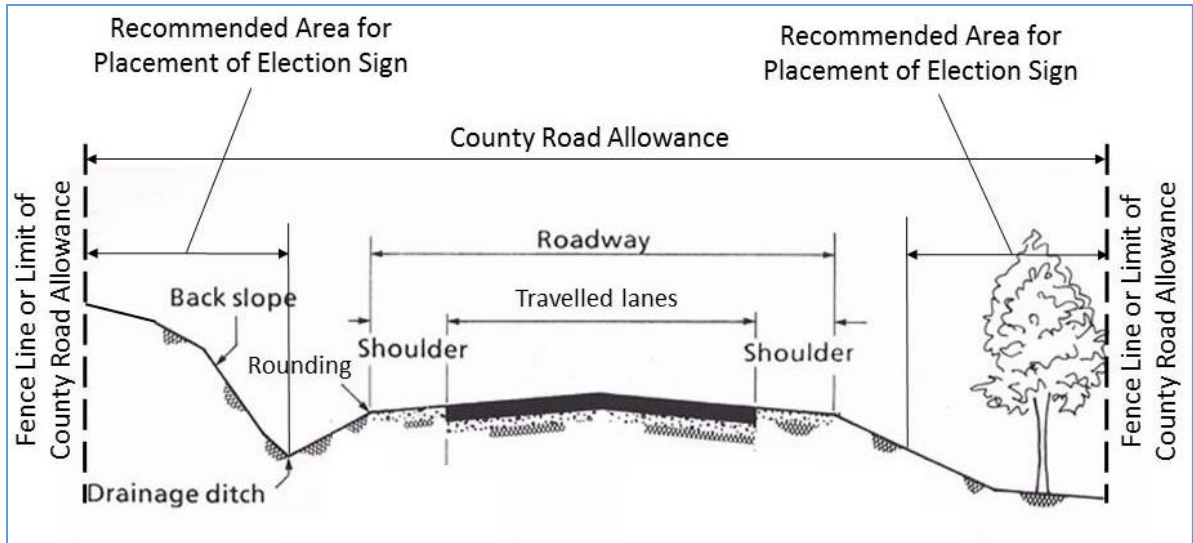


## Schedule “C” – Election Signs

1. No candidate, registered third party or their agent or any other person shall at any time place, affix, install or otherwise display an election Sign to be placed on any property or road allowance that is owned, leased, or maintained by the County of Peterborough.

**OR**

1. No Person shall Erect an Election Sign in relation to an election unless the Sign is Erected for the purpose of promoting a candidate in a municipal, provincial or federal election, including an election of a local board or commission, or is intended to influence electors to vote for or against any candidate or any question or By-law submitted to electors under the Canada Elections Act, Municipal Elections Act, municipal By-law or any other applicable legislation, as amended.
2. No candidate, registered third party or their agent or any other person shall install, affix or otherwise display an election Sign, except as specifically permitted in this By-law or under prescribed legislation.
3. Election Signs are exempted from the fees and permits as may be provided under this By-law.
4. Election Signs Erected pursuant to this section not exceeding 0.5574 square metres (6 square feet) in total area shall be permitted to be installed within the road allowance of County Roads and shall be Erected:
  - (a) as close to the fence line as possible but shall not be Erected between the edge of the pavement and the centre line of the ditch in accordance with the attached diagram;



- (b) shall not be Erected within 45 metres (150 feet) of an intersection (inclusive of four-way and three-way (“T”) intersections of public highways with public highways; not inclusive of intersections of public highways with fire routes/private roads/private entrances), public trail, entranceway, railway crossing so as to impair or obstruct the visibility of vehicular or pedestrian traffic;
  - (c) shall not be illuminated, have flashing or moving parts or obstruct any official Sign or signal or simulate any traffic control device;
  - (d) shall not be affixed to any permanent or official highway Sign, signal or support, guardrail or other roadway structure, utility pole, light pole, utility box, tree, planter, bench, waste receptacle, newspaper box or mail box;
5. Election Signs for Provincial or Federal elections or by-elections shall not be Erected until the day the writ of election or by-election is issued.
  6. Election Signs for municipal elections shall not be erected until the later of:
    - (a) 42 days in advance of the last polling date for the election; or
    - (b) the first date on which a local area municipal By-law permits election signs to be erected within that local area municipality.
  7. All election Signs Erected, placed or displayed on private property shall be at the consent of the owner or occupant of the property and shall be in accordance with any applicable local municipal By-law any other applicable legislation, as amended.

8. All election Signs Erected pursuant to this section shall be removed from the County road allowance within 48 hours of the last polling/voting day.
9. The following security deposit shall be provided to the County prior to the placement or display of any election sign within a County road allowance:
  - (a) All candidates - \$200.00
10. Any election Sign placed in the County road allowance and found to be in violation of this By-law shall be subject to seizure by the County and such seized sign shall be stored for up to seven (7) days after the Election day; a candidate or any person action on behalf of a candidate may retrieve a sign stored by the County but the County may, without notice or compensation to any person, destroy or otherwise dispose of any election sign that has not been retrieved within the aforementioned period and:
  - (a) The Election Sign removal fee shall be in accordance with the Tariff of Fees By-law.
11. Subject to any deductions made pursuant to clause 9 of this By-law, a candidate or registered third party will be entitled to have their election Sign deposit refunded no later than 60 days after Election Day.
12. If an election Sign is removed from the County road allowance in accordance with this By-law, the candidate or registered third party will be charged in accordance with the amounts indicated in the Tariff of Fees By-law and such charges will be deducted from the refundable portion of the candidate or registered third party election Sign deposit to compensate for the cost of removal of an election Sign.
13. The Sign removal fee, amount indicated in the Tariff of Fees By-law, will be waived if the candidate or registered third party provides an affidavit indicating that neither the candidate or registered third party nor to the best of the candidate's or registered third parties' knowledge, was responsible for the unlawful placement or display of the an election Sign.
14. If the cost incurred by the County in removing candidate's or registered third parties' signs from the County road allowance exceed the election Sign deposit paid by the candidate or registered third party, the Director shall notify the candidate or registered third party and the candidate or registered third party will have ten (10) days after the date the notice is received to pay the outstanding costs of removal per Sign in the amounts indicated in the Tariff of Fees By-law.
15. No person shall deface, relocate, remove, willfully cause damage or permit the cause of damage to a lawfully erected election Sign placed within the County road allowance, except for the candidate to whom the Sign belongs.

16. The County shall not be liable for any damages or loss to an election Sign that was displayed in accordance with this By-law or that was removed by the County pursuant to the provisions of this By-law.
17. The County reserves the right to remove any offending election Sign, any election Sign placed within a County road allowance that is deemed to be a hazard or otherwise that is in non-compliance with this By-law without notice to any person, including the candidate, and without compensation to the owner of the Sign.
18. Election Signs placed on any public highway or road allowance under the jurisdiction of another municipality and/or the Province of Ontario may be subject to By-laws and regulations of those authorities.

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