

**CORPORATION OF THE TOWNSHIP OF HAVELOCK-BELMONT-  
METHUEN**

**BY-LAW NO. 2008 – 75**

BEING A BY-LAW TO REGULATE THE PLACING, ERECTING, ALTERATION OR USE OF SIGNS WITHIN THE VILLAGE WARD ALONG MUNICIPAL ROADS

**WHEREAS** Section 11(1) of the Municipal Act, 2001, S.O. 2001, Chapter 25 provides that a lower tier municipality may pass by-laws respecting matters within the spheres of jurisdiction of Highways and Structures, including fences and signs;

**AND WHEREAS** the Corporation of the Township of Havelock-Belmont-Methuen deems it advisable to pass this by-law applicable to the Havelock Ward;

**AND WHEREAS** the Corporation of the Township of Havelock-Belmont-Methuen deems it advisable recognize and protect the sight lines and vision limitations on the north and south side of the Highway 7 Connecting Link;

**NOW THEREFORE** the Council of the Township of Havelock-Belmont-Methuen hereby enacts as follows:

1. The short title of this By-law is the "Township of Havelock-Belmont-Methuen Sign By-law".
2. **Definitions:**

The following terms shall for the purpose of this by-law have the meanings stated below:

1. "Corporation" means the Corporation of the Township of Havelock-Belmont-Methuen.
2. "Erect" means attach, display, alter, build, construct, reconstruct, enlarge or move, but does not include any change in the message displayed on a sign or any act performed to maintain a sign.
3. "Maintain" means to permit a sign or sign structure to continue or refurbish a sign or sign structure.
4. "Sign" means any identification, description, illustration or device illuminated or non-illuminated including any supporting structure that is visible from any public place or located on private property and expose to the public which directs attention to a product, service, place, activity, person, institution, business or solicitation. Without limiting the generality of the foregoing, a sign included any banner, pennant, placard

or temporary sign designed to advertise, identify or convey information or any portable or relocatable sign but sign does not include window displays and flags or emblems of patriotic, civic, educational, religious organizations or private clubs.

3. **Signage:**

No person or business shall erect or display or use any sign at a location on Highway No. 7, otherwise known as the Connecting Link, without permission in writing from the Corporation. The person or business requesting permission to install a sign shall provide a detailed plan to the Superintendent of Public Works outlining the location, size, colours, content, and lighting of the proposed sign, for a report to Council. No neon or flashing lights will be permitted to illuminate any sign. Each proposal will be considered on its own merit. Only businesses located on the Highway # 7 Connecting Link may be approved for the erection, display or use of any sign. No third party signs shall be allowed.

4. **Existing Signage:**

This by-law does not apply to a sign that was lawfully erected on business premises on the day this by-law comes into force, provided that such a sign is not altered. For the purpose of this Section, maintenance of such sign and alteration of the message displayed shall not constitute an alteration to the sign.

5. **Exempted Signs:**

Notwithstanding any other provisions of the by-law, it shall not be a contravention of this by-law to erect, display or use signs belonging to the following categories:

1. Street signs bearing only property numbers, street addresses, mailbox numbers, estate names or names of occupants of the premises.
2. Signs directing and guiding traffic, parking and public safety but bearing no advertising matter (example: entrance, exit, one way, etc.)
3. Real Estate Signs not exceeding 0.3716 square metres (4 square feet) that are erected on private property to advertise the sale, rent or lease of the private property.
4. "No Trespassing" signs or other such directional signs regulating the use of the property.

5. Memorial or commemorative signs or tablets, ground mounted or permanently attached or architecturally integrated to a building.
6. Signs erected by a government or municipal agency or under the direction of such agency or body, and bearing no advertising such as traffic signs and signals, railroad crossing signs, safety signs and signs identifying public schools and facilities.
7. Signs erected by the Corporation to assist commerce and the Tourist Trade.
8. Signs erected upon commercial and/or industrial premises which list only the hours of business and telephone number provided that the total area of the sign does not exceed 0.3716 square metres (4 square feet) and that such signs do not exceed one per business establishment.
9. Election proclamations or notices under any legislation pertaining to elections or any voters list under a statute in that behalf, and election signs on private property during any election campaign; all such signs are to be removed within one week after the event.
10. Signs that are used in conjunction with special events that are sponsored by patriotic, religious or charitable organizations, all such signs are to be removed within one week after event.
11. Sandwich signs not exceeding 0.3716 square metres (4 square feet) that are erected upon commercial and/or industrial premises. Such signs are to be displayed only during regular business hours.

6. **Penalty:**

Any person violating any provision of the by-law shall be guilty of an offence and shall be liable upon conviction to a penalty not exceeding FIVE THOUSAND DOLLARS (\$5,000.00), exclusive of costs, at the discretion of the Justice of the Peace. Any such penalty shall be recoverable pursuant to the provision of the Provincial Offences Act, R.S.O. 1990, c.P.33. In addition to any other remedy and to any penalty imposed by this by-law, the Court in which the conviction has been entered, and any court of competent jurisdiction thereafter, may make an Order prohibiting the continuation or repetition of the offence by the person convicted pursuant to the provision of Section 447 of the Municipal Act, S.O. 2001, C.25, as amended.

7. **Invalidity:**

If any section of the by-law is for any reason held to be invalid, the remaining sections shall remain in effect until repealed.

8. **Repeal of Previous By-laws:**

By-law No. 2006-75 is hereby repealed in its entirety.

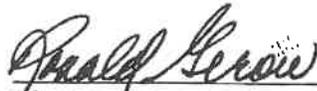
9. **Conflict of Laws:**

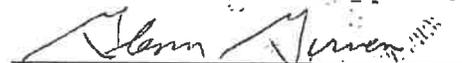
If any provision of this by-law is in conflict with other previous by-law provision, the provisions of this by-law shall prevail.

10. **Effective Date:**

The provisions of this by-law shall take effect upon the date of passing thereof.

Read a FIRST, SECOND and THIRD time and finally passed this 4<sup>th</sup> day of November, 2008.

  
Keeve Ron Gerow

  
Clerk Glenn Girven