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which includes

Bylaw No. 15/2009

**CITY OF YORKTON
SASKATCHEWAN**

BYLAW NO. 16/2003

**A BYLAW OF THE CITY OF YORKTON IN THE PROVINCE
OF SASKATCHEWAN TO PROVIDE FOR THE REQUIREMENT
OF SIGN REGULATIONS IN ALL ZONING DISTRICTS WITHIN THE CITY**

The City of Yorkton wishes to ensure that all future advertising signage within the City conform to regulations pertaining to size, number, location, and type.

The Council of the City of Yorkton in Council assembled enacts as follows:

**Section 1.0
INTENT**

The intent of these sign regulations is to:

- protect property values;
- enhance and/or protect the physical appearance of individual districts;
- prevent and reduce potential traffic safety hazards that may be caused by distracting and obstructing signs; and
- prevent and reduce potential pedestrian safety hazards that may be caused by sign projecting into a public right-of-way.

**Section 2.0
EXEMPTIONS**

The following shall be exempted from the provisions of these regulations:

- A) advertisements displayed on enclosed land where they are not readily visible to the public;
- B) advertisements displayed within a building;
- C) advertisements displayed in or on an operational vehicle; and
- D) advertisements displayed on doorplates, door bars, or kick plates.

**Section 3.0
PERMITTED DEVELOPMENT**

The following advertisements, which shall be subject to all other applicable orders, bylaws, and regulations, are deemed permitted and may be erected without application being made for a development permit:

- A) statutory and official notices and functional advertisements of local authorities and public transport undertakers;

- B) traffic and directional signs authorized by Council;
- C) notices of identification in respect of the land or buildings on which they are displayed, and professional business and trade name plates relating to the occupants of the land or buildings on which they are displayed, provided that:
 - i. each notice or name plate shall not exceed 0.2m² in area, and
 - ii. there shall be a limit of one (1) notice for each occupant or each firm or company represented within the building, at each entrance on each different street;
- D) notices relating to the sale, lease, or rental of the building or land to which they are attached, provided that:
 - i. the notices shall not be illuminated,
 - ii. each notice shall not exceed 0.4m² in area, and
 - iii. there shall be a limit of one (1) notice for each side of the land or buildings on a different street;
- E) notices on land or buildings used for religious, educational, cultural, recreational, medical or similar public or quasi-public purposes, and related to the use or occupants of the land or buildings on which they are displayed, provided that:
 - i. each notice shall not exceed 1m² in area, and
 - ii. there shall be a limit of one (1) notice for each side of the land or buildings on a different street; and
- F) advertisements of building contractors relating to construction work in progress on the land on which such advertisements are erected, provided that:
 - i. such advertisements shall be removed within fourteen (14) days of occupancy of the building, and
 - ii. such advertisements shall be limited in size to a maximum of 6m², and in number to one (1) advertisement for each boundary of the property under construction which fronts onto a public street.

Section 4.0
GENERAL PROVISIONS

- A) With the exceptions provided for in Sections 2.0 and 3.0:
 - i. a development permit shall be obtained before any sign is erected or structurally altered, and
 - ii. all proposed construction and alterations shall be authorized by the Development Officer before a development permit is issued.
- B) With the exception of billboards, portable signs and electronic message signs all signs shall be related to point-of-sale advertising as defined.

- C) No advertisement shall be permitted which is attached to a fence, pole, tree, or any object in a public street or place.
- D) No advertisement shall be permitted which is attached to or standing on the ground in any public street or place.
- E) No advertisement shall be erected so as to obstruct free and clear vision of vehicular traffic or at any location where it may interfere with, or be confused with, any authorized traffic sign, signal or device.
- F) Illumination of signs and billboards will be considered by the Development Officer according to the merits of each individual application. A permit may be granted, provided that:
 - i. the advertisement conforms to all other regulations in this Bylaw,
 - ii. any flasher, animator, or revolving beacon will not be visible from any residential property within a distance of ninety (90) metres, and
 - iii. any illumination will not cause confusion or interfere with traffic signal lights and will not create a hazard to traffic on any street or highway.
- G) No projecting or overhanging signs shall be permitted to project more than 0.2 metre over public property.
- H) Where it can be shown that a sign or signs which exceed in aggregate the maximum area permitted by these regulations will not detract from the appearance nor interfere with the use of the building, adjacent buildings, adjacent land uses or other approved signs, then the Development Officer may approve such a sign or signs where they otherwise conform to these regulations and shall declare their reasons for approving or refusing the sign or signs.

A) Fascia Signs

- i. Fascia signs shall be erected so that they:
 - a. are located on a business frontage,
 - b. do not project more than 0.91 metres above the top of the vertical face of the wall to which they are attached, and
 - c. do not exceed in area of the equivalent of 25 per cent of the surface area of the wall comprising the business frontage.
- ii. No painted wall signs shall be allowed on a flank or gable wall which is not a business frontage.
- iii. Fascia signs, other than painted wall signs, on a flank or gable wall which is not a business frontage, shall be considered by the Development Officer according to the merits of the individual application.

B) Free-standing Signs

- i. Free-standing signs shall be erected so that:
 - a. no part of the sign shall be more than 12.2 metres above ground or sidewalk grade,
 - b. the area of the sign shall be computed exclusive of pylons, supports, and structural members provided that these are free of advertising and do not form part of the advertisement,
 - c. the area of the sign shall not exceed 8.5m^2 for the first fifteen (15) metres of lineal business frontage plus $.50\text{m}^2$ for each additional metre of business frontage to a maximum of 19m^2 .
 - d. there shall not be more than one (1) free-standing sign permitted for each thirty-one (31) metres of business frontage.

C) Billboards

- i. The erection of billboards will be considered by the Development Officer on the merits of each application.
- ii. Each application approved shall be subject to the conditions that:

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(ii. a.)

- a. ~~the structure shall not exceed three (3) metres in height or six (6) metres in length,~~ **With the exception of electronic messaging billboards and electronic messaging billboards combined with a free-standing sign the structure shall not exceed three (3) metres in height or six (6) metres in length,**
- b. the structure's vertical supports shall not project above the upper edge of the boarding,
- c. any additional bracing shall be contained between the front and rear faces of the vertical supports,
- d. the rear of any billboard which is plainly visible from a public thoroughfare shall be covered with wooden slats or trellis fixed against the rear face of the vertical supports and painted,
- e. no part of the structure shall project over public property
- f. no billboard shall be erected less than sixty (60) metres from any existing billboard, and
- g. the structure shall at all times be kept in good order and repair,
- h. **with the exception of electronic messaging billboards combined with a free-standing sign, the face of an electronic messaging sign shall not exceed three (3) metres in height or six (6) metres in length for the first thirty (30) metres of lineal business frontage and shall not exceed three (3) metres in height or six and half (6.5) metres in length thereafter,**

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(ii. h. & i.)

- i. **the face of an electronic messaging sign combined with a free-standing sign shall not exceed a combined total of three (3) metres in height or six (6) metres in length for the first thirty (30) metres of lineal business frontage and shall not exceed not exceed four (4) metres in height or six and half (6.5) metres in length thereafter.**

D) Roof and Sky Signs

A) All roof and sky signs shall be prohibited.

Section 5.0

DETAILS OF APPLICATION

- A) A Development Permit to erect a sign under the authority of the Building Bylaw shall not be issued until the applicant for such a permit has first submitted proof that:
- i. the erection of such a sign is a permitted development under the terms of these regulations, and
 - ii. that the erection of such a sign is covered by a valid development permit.
 - iii. Applications for a development permit shall be made to the Development Officer.
 - iv. The application shall be:
 - made out on the official form provided by the Development Officer,
 - accompanied by an appropriate fee in accordance with *Bylaw No. 11/2003 - Schedule 'A' Development Fees*, and supported by two (2) copies of drawings drawn to scale; in the case of a building, the scale shall not be smaller than 1:100; in the case of a plot plan, the scale shall not be smaller than 1:350.
 - v. The drawings shall indicate:
 - the location of the sign by elevation drawing or plot plan,
 - the overall dimensions of the sign,
 - the size of the letter or letters,
 - the amount of projection from the face of the building,
 - the height of the sign above the public street or sidewalk or the height above the average ground level at the face of the building,
 - the manner of illuminating the sign and any form of animated or intermittent lights that may be embodied in the construction, and
 - the least distance that the sign will be erected from an intersection of one street with another; also, the least distance from any device for the control of traffic at such an intersection.
 - vi. No person shall perform any work that differs from the terms of the original approved Development Permit. If, during the progress of the work, the person desires to deviate in any way from the terms of the original approved permit, he shall notify the development officer and submit amended drawings and, if necessary, make application for approval of the amended plans.
 - vii. A Development Permit shall not be required to clean, repair or repaint any sign.

Section 6.0

PORTABLE AND TEMPORARY SIGNS

- A) The owners of the sign wishing to post a portable or temporary sign shall meet the following conditions:
- i. That the sign not encroach onto public thoroughfares or boulevard areas. Portable and temporary signs shall not exceed a maximum of 4.6m².
 - ii. Portable or temporary Signs are permitted in Residential areas for special

- occasions only, and may not exceed a period of forty-eight (48) hours.
- iii. Only one portable or temporary sign shall be permitted for each thirty-one (31) metres of business frontage.
- iv. Each portable or temporary sign shall have the name address and telephone number of the owner of the sign permanently affixed to the sign.
- v. Owners of portable or temporary signs placed in violation of the City of Yorkton Bylaws shall be notified of the violation. If said violation is not immediately corrected, the offending sign may be removed by the City of Yorkton to a place of storage of the City's choosing at the expense of the owner of the said sign. The City shall not be liable for any expenses or loss of revenue to the owner of any sign so removed.

**Section 7.0
PENALTIES**

- A) Pursuant to Section 221 of the *Planning and Development Act, 1983* any person or corporation which contravenes, refuses to comply, or fails to act on anything required to be done by this Bylaw is guilty of an offence and liable on summary conviction:
 - i. In the case of an individual, to a fine of not more than \$2,000 and, in the case of a continuing offence, to an additional fine of not more than \$500 for each day during which the offence continues;
 - ii. In the case of a corporation, to a fine of not more than \$5,000, and, in the case of a continuing offence, to an additional fine of not more than \$1,000 for each day during which the offence continues.

**Section 8.0
Effective Date of Bylaw**

This Bylaw shall come into effect on the day of its final passing.

MAYOR

CITY CLERK

Introduced and read a first time this 24th day of March, A.D., 2003.

Read a second time this 24th day of March, A.D., 2003.

Read a third time and adopted this 7th day of April, A.D., 2003.