

THE CORPORATION OF THE CITY OF DRYDEN

BY-LAW NUMBER 3551-2008

BEING A BY-LAW TO AMEND THE MUNICIPAL CODE OF THE CORPORATION OF THE CITY OF DRYDEN BY TO PROVIDE FOR THE ESTABLISHMENT OF REGULATIONS CONCERNING ELECTION SIGNS.

WHEREAS subsection 9. of the Municipal Act, S.O. 2001, c. 25, as amended, provides that a municipality has the capacity, rights, and powers of a natural person for the purpose of exercising its authority under this or any other Act; and,

WHEREAS subsection 5 (1) of the Municipal Act, S.O. 2001, c. 25, as amended, provides that the powers of a municipality shall be exercised by Council; and,

WHEREAS subsection 5 (3) of the Municipal Act, S.O. 2001, c. 25, as amended, requires that all municipal powers, including natural person powers under subsection 9 shall be exercised by by-law; and,

WHEREAS subsection 10 (1) of the Municipal Act, S.O. 2001, c. 25, as amended, provides that a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public; and,

WHEREAS subsection 10 (2) of the Municipal Act, S.O. 2001, c. 25, as amended, provides that a single-tier municipality may pass by-laws respecting matters concerning structures, including fences and signs; and,

WHEREAS The Council of The Corporation of The City of Dryden deems it necessary and expedient to establish regulations concerning signs;

NOW THEREFORE The Council of The Corporation of The City of Dryden enacts as follows:

1. THAT the Municipal Code of The Corporation of The City of Dryden is hereby amended by adding the following to § 210-2 Definitions:

§ 210-2. Definitions

ELECTION SIGN – any sign or other advertising device which by the use of words, pictures or graphics or any combination there of is intended to influence persons:

- (a) to give or to refrain from giving their votes to a candidate at an election held in accordance with the Canada Elections Act, the Elections Act (Ontario), or the Municipal Elections Act, 1996; or,
- (b) to vote for or against any question or by-law submitted to the electors under section 8 of the Municipal Elections Act, 1996.

SIGHT TRIANGLE – shall mean the triangle space formed by intersecting street lines or a corner lot and a line drawn from a point on one of the street lines to a point on the other street line, each point being measured nine (9) metres from the point of the intersection of the street lines.

2. THAT the Municipal Code of The Corporation of The City of Dryden is hereby amended by deleting and adding the following to § 210-2 Definitions:

§ 210-2. Definitions

CANDIDATE – shall have the same meaning as in the Canada Elections Act, the Elections Act (Ontario), or the Municipal Elections Act, 1996, as applicable, and shall be deemed to include any qualified individual, corporation or trade-union registered to seek to influence other persons to vote for or against any question or by-law submitted to the electors under section 8 of the Municipal Elections Act, 1996.

3. THAT the Municipal Code of The Corporation of The City of Dryden is hereby amended by deleting and replacing § 210-3 (9) in its entirety as follows:

(9) Election signs are permitted within the City of Dryden subject to the following provisions:

- (a) The signs associated with a federal or provincial election shall not be erected or installed earlier than the official date of notice of the date for any federal or provincial election, with the exception of signage at a campaign headquarters.
- (b) The signs shall not be erected or displayed for a municipal election or by-election until after nomination day and, if the election or by-election does not include an election for an office, on or before the 31st day before voting day.
- (c) The signs shall be removed within seven days after the completion of voting on voting day. For the purpose of this subsection, the candidate or registrant shall be responsible for the removal of their election signs within the prescribed time. If a sign is not removed within the prescribed time, City staff may remove the sign without notice.
- (d) The signs are not located within 15 metres of a sight triangle.
- (e) The signs shall not interfere with the safe operation of vehicular traffic or with the safety of pedestrians.
- (f) The signs shall be erected with the consent of the owner or occupier of private property.
- (g) The signs shall not be erected or displayed on any lands, trees, property, buildings, facilities, public utility poles, motor vehicles, equipment or machinery, owned or operated by the Corporation.
- (h) No person shall at any time on any election voting day, including those days when advance voting is held, place an election sign, or cause an election sign to be placed on the premises used as a voting place for elections.
- (i) If a sign is erected or displayed in violation of this chapter, or creates a hazard to vehicular traffic or pedestrians, the Building Inspector or other municipal law enforcement officer may cause the sign to be removed immediately without notice.

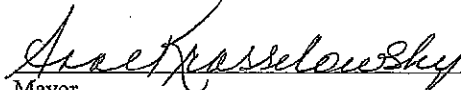
4. THAT the Municipal Code of The Corporation of The City of Dryden is hereby amended by deleting and adding the following to Schedule "A" Municipal and public utility property:

- (b) No signs are allowed on public utility poles.

5. THAT this By-law shall come into force and take effect on the final passage hereof.

ENACTED AND PASSED THIS 3RD DAY OF MARCH 2008 A.D. as witnessed by the Corporate Seal of The Corporation of The City of Dryden and the hands of its proper Officers duly authorized in that behalf.

THE CORPORATION OF THE CITY OF DRYDEN


Mayor


Clerk

READ A FIRST AND SECOND TIME THIS 3RD DAY OF MARCH 2008 A.D.

READ A THIRD TIME AND PASSED AS READ THIS 3RD DAY OF MARCH 2008 A.D.

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