



P.O. Box 1749
Halifax, Nova Scotia
B3J 3A5 Canada

Item No. 11.1.2


Halifax Regional Council

March 10, 2015

March 31, 2015

TO: Mayor Savage and Members of Halifax Regional Council

SUBMITTED BY:

Original signed by 

Richard Butts, Chief Administrative Officer

Original Signed by 

Mike Labrecque, Deputy Chief Administrative Officer

DATE: February 9, 2015

SUBJECT: By-law S-803 Amending By-law S-801, the Temporary Signs By-law

ORIGIN

Regional Council motion, January 13, 2015, Item 8.1, request a staff report in regard to proposed amendments to By-law S-801 as submitted by:

Councillors Watts and McCluskey, in regard to inflatable signs;
Councillor Outhit, in regard to exemptions;
Councillor Mason, in regard to posting and prohibitions;
Councillor Outhit, in regard to an administrative amendment concerning consistency with the MPS;
Councillor Adams, in regard to the separation distances, multi special event and multiple resident signs.

LEGISLATIVE AUTHORITY

Halifax Regional Municipality Charter, Section 186 – the power to “(a) license, includes the power to regulate; (b) regulate, includes the power to license; and (c) regulate includes the power to prohibit”.

Halifax Regional Municipality Charter, Section 188 including “The Council may make by-laws, for municipal purposes, respecting (a). (c) persons, activities and things in, on or near a public place or place that is open to the public.

By-law S-801, Respecting Licensing of Temporary Signs.

RECOMMENDATION

It is recommended that Halifax Regional Council:

1. Give first reading to By-law S-803, amending By-law S-801, Respecting Licensing of Temporary Signs, as set out in Attachment D of this report;
2. Adopt the proposed amendments to Administrative Order 15, as set out in Attachment G, of this report, and;
3. Direct staff to initiate the public consultation process to identify exceptions to Mobile Sign restrictions in some areas of Bedford for the purpose of proposing future amendments to By-law S-801.

BACKGROUND

NOTE: Three versions of the By-law Respecting Licensing of Temporary Signs referenced throughout this report. For clarity, they are:

- **By-law S-800** – *The current By-law that is in force and which will be replaced by S-801 on April 17, 2015*
- **By-law S-801** – *The By-law adopted by Council on January 13, 2015. This By-law takes effect 90 days after publication; April 17, 2015.*
- **By-law S-803** – *The amending By-law being proposed in this report. This By-law will amend By-law S-801, to incorporate the amendments as requested by Regional Council on January 13, 2015.*

By-law S-801 was before Council for public hearing on December 9, 2014. Following the public hearing, Council requested a number of amendments at Second Reading. Several of these amendments would have been substantive amendments to the By-law, which would have required the approval process to start over again with a First Reading and a public hearing. Council opted instead to adopt By-law S-801 at Second Reading, and requested a supplementary report to incorporate additional amendments before the effective date of the By-law S-801. These requested amendments are reflected in By-law S-803.

In accordance with Section 45 of By-law S-801, the effective date of the By-law is 90 days after publication. The publication date was January 17, 2015. In order to accommodate the amendments proposed by Council, By-law S-803 must be published on or before April 17, 2015.

Council requested amendments to the Inflatable Signs, Posters and Multiple Resident Signs sections of By-law S-801. Council also requested amendments concerning mobile signs within the Bedford Municipal Planning Strategy area, that exemptions be provided for Mobile Signs in certain areas of Bedford, modifications to the separation distances between signs, and the inclusion of Multi Special Event Signs. The changes and addition of a new sign type requires changes to the fees listed in Administrative Order 15, and therefore, concurrently drives the amendments to that document.

DISCUSSION

1. Inflatable Signs

Under By-law S-800, Inflatable Signs were permitted without a license for a period of fourteen days within a thirty day period. Since the adoption of By-law S-800 in 2006, staff received complaints about, and observed increased proliferation of Inflatable Signs in close proximity to the street right of way.

In an effort to mitigate these concerns, staff introduced the amendments to the Inflatable Signs regulations in By-law S-801 to include the following section:

12 A Sign License is required for the following signs on private property:

Inflatable Sign

- (1) A license for an Inflatable sign may be issued provided that:*
 - (a) such sign shall not be placed for a period exceeding 30 consecutive calendar days;*
 - (b) no more than one license will be issued within a 60 calendar day period; and*
 - (c) there is no more than one per premises.*

Through proposed motions of two Councillors, Regional Council requested amendments to delete clauses 12 (1) (a), (b), and (c). By removing all of these requirements, Inflatable Signs would be permitted by license, but without any restrictions. In the proposed amendments, staff is recommending that licenses be required for Inflatable Signs, and only restrict the number of signs allowed on a property as a function of the area of the property. Staff proposes the restriction be set at two (2) inflatable signs on a property less than two (2) acres, and four (4) inflatable signs on a property more than two (2) acres.

2. Exemptions and Consistency with the Municipal Planning Strategy (MPS)

By-law S-800 restricted Mobile Signs within the Bedford Municipal Planning Strategy (MPS) area except for new business openings for a period not exceeding 60 days (Attachment A – By-law S-800, Section 6.2 (g)). This section was not carried forward to By-law S-801. Staff proposes adding subsection 10(7) to the By-law S-801 which will prohibit Mobile Signs in the Bedford MPS area except for once per business for a maximum of 60 days for new business openings.

Staff was also asked to consider exempting certain areas within Bedford from the restrictions on Mobile Signs. After discussions with the local Councillor, staff is recommending that a public consultation process be undertaken to determine which areas in Bedford should be exempted from the restrictions before putting any amendments forward for Council's consideration.

3. Postering

As per Council direction, staff investigated options to remove the requirement for all posters to be stamped with the date of posting. This requirement is located in Section 18 (5) of By-law S-801. Though the vast majority of posters will be for a specific event on a specific day, some posters will advertise multi-day events, while others will not have a specific event date at all. In order to capture the intent of the motion while handling the possible exceptions, staff propose the following:

- when a poster is advertising a one-day event, the poster must not be posted more than 30 days in advance of the event, and removed five days after the end of the advertised event;
- when a poster is advertising a multi-day event, the poster must not be posted more than 30 days in advance of the first day of the event, and removed five days after the last date of the advertised event;
- when a poster does not include any event dates, the date of posting must be included on the poster, and may only be displayed for 30 days.

As for the area around provided kiosks or poster collars where posters cannot be placed, it was proposed that the radius from these items as prescribed in Section 19 (2) of By-law S-801 be reduced from 200m (656ft) to 25m (82ft). Also, it was proposed that a poster cannot be placed to cover all or part of an existing poster. These changes are reflected in the proposed amendments.

5. Separation Distances

Council requested that separation distances for Mobile and Box Signs as prescribed in sections 12 (3) (e) and 12 (4) (e) respectively, be reduced from 38m (125ft) to 30m (100ft). These changes are reflected in the proposed amendments.

6. Multi Special Event Signs

Council requested that the Multi Special Event Signs section from By-law S-800 (section 6.7) be included in By-law S-801. The Multi Special Events Sign provision is proposed to be added to By-law S-801 as Subsection 12(8) through the amending By-law S-803.

7. Multiple Resident Signs

Council requested staff review the current requirements for Mobile Signs on properties that contain 50 or more residential apartment units. These signs are for owners to advertise rental units on the property for a 30 day period, twice per year. Comments from the Public Hearing requested Council consider removing the twice per year limitation.

Given these are residential properties, many of which are in lower density areas it is the position of staff that removing this restriction completely would not be appropriate. Alternatively, staff is recommending amendments through By-law S-803 to extend the duration of sign placement from 30 days to 60 days, twice per year.

FINANCIAL IMPLICATIONS

No implications identified. The proposed amendments are minor with respect to changes in licensing revenues and enforcement as compared to the current language in By-law S-801. Multi Special Event

Signs is the only new category of sign being licensed and this license type was rarely used under By-law S-800. Therefore, the inclusion of this sign type should not represent any considerable amount of additional revenue.

COMMUNITY ENGAGEMENT

No additional community engagement took place; all recommended changes were requests from Councillors as a result of comments from the public hearing.

ENVIRONMENTAL IMPLICATIONS

Implications not identified.

ALTERNATIVES

1. Regional Council may decide not to adopt the proposed By-law S-803 or Administrative Order 15.
2. Regional Council may decide to adopt some but not all of the amendments as proposed in By-law S-803 and Administrative Order 15.

ATTACHMENTS

Attachment A – S-800

Attachment B – S-801 – As passed by Regional Council on January 13, 2015

Attachment C – Showing Proposed Amendments to S-801

Attachment D – Amending By-law S-803

Attachment E – Incorporating Proposed Amendments to S-801

Attachment F – Proposed Amendments to Administrative Order 15

Attachment G – Amending Administrative Order

Attachment H – Incorporating Proposed Amendments to Administrative Order 15

A copy of this report can be obtained online at <http://www.halifax.ca/council/agendasc/cagenda.php> then choose the appropriate meeting date, or by contacting the Office of the Municipal Clerk at 902.490.4210, or Fax 902.490.4208.

Report Prepared by: Christopher Davis, P.Eng., Supervisor, Right of Way, 902.490.7462

Report Approved by: Taso Koutroulakis, P.Eng., PTOE Manager, Traffic Management, 902.490.4816

Report Approved by: John Traves, Q.C., Director, Legal Services, 902.490.4219

Financial Approval by: Greg Keefe, Director of Finance & ICT/CFO, 902.490.6308



BY-LAW NUMBER S-800

A BY-LAW RESPECTING REQUIREMENTS
FOR THE LICENSING OF TEMPORARY SIGNS

Table of Contents

1.	Short title.....	3
2.	Definitions.....	3
3.	General Requirements.....	6
	i) Applicability	6
	ii) Number of Signs	6
	iii) Illuminated Signs	6
	iv) Maintenance of Signs.....	7
	v) Storage of Signs	7
4.	Prohibited Temporary Signs	7
5.	Signs that DO NOT Require a License	8
6.	Signs that Require a License.....	9
	i) Special Event Signs	9
	ii) Mobile	9
	iii) Sandwich Boards	10
	iv) Flush Mounted Banners.....	11
	v) Planter Box Signs	11
	vi) Grand Opening and Moving Signs	12
	vii) Multi Special Event Signs	12
	viii) Apartment Building Signs	13
	ix) Existing Temporary Signs	13
7.	Signs Within HRM Public Right-Of-Way.....	13
	i) Posters	13
	ii) Sandwich Boards	14
	iii) Right-of-way Advertising.....	14
8.	Applications and Fees.....	15
9.	Appeal of a License	15
10.	Enforcement and Penalty	16
11.	Repeal of By-laws.....	16
12.	Schedules	17

**Halifax Regional Municipality
By-law S-800
Respecting Requirements for the Licensing of Temporary Signs**

BE IT ENACTED by the Council of Halifax Regional Municipality pursuant to the Halifax Regional Municipality Charter, 2008 c.39 including Section 188 as follows:

Part 1 Short title

1. This By-law shall be known as By-law S-800, and may be cited as the ABy-law for Temporary Signs@.

Part 2 Definitions

In this By-law,

- 2.1 Banner, Flush Mounted - means a flexible, removable Sign intended for temporary mounting directly onto a building wall.
- 2.2 Banner, Overhead B means a Sign intended for temporary placement within the road right-of-way to advertise a specific event, promotion, performance or festival.
- 2.3 Development Officer B means a person or persons appointed by Council pursuant to the provisions of the Municipal Government Act.
- 2.4 Daylighting Triangle - means a triangular area on a corner lot which is formed by front lot line and a flankage lot line and a straight line which intersects 6.1 metres from the corner where they meet.
- 2.5 Engineer B means the Engineer of the Municipality and includes a person acting under the supervision and direction of the Engineer.
- 2.6 Established Grade - means with reference to a sign, the average elevation of the finished surface of the ground where it meets such sign, and shall mean the average elevation of the finished grade of the ground immediately surrounding such sign, exclusive in both cases of any artificial embankment or entrenchment and when used with reference to a street, road or highway means the elevation of the street, road or highway established by the Municipality or other designated authority.
- 2.7 Erect B means the placing of, the construction of, and/or the installation of a Sign.

- 2.8 Fixed Foundation - means a system or arrangement of structural members through which the load from a structure is transferred to and permanently attached to the supporting soil or rock.
- 2.9 Inflatable Sign- means any sign which is specifically designed or intended to be inflated, and to be readily moved from one location to another.
- 2.10 Land Use By-law B means a By-law approved by Council pursuant to the Municipal Government Act to implement the intent of a Municipal Planning Strategy or a Secondary Municipal Planning Strategy.
- 2.11 Municipality B means the Halifax Regional Municipality
- 2.12 Mobile Sign B means any Sign, whether illuminated or not, which is specifically designed or intended to be readily moved from one location to another and which does not rely on a building or fixed foundation for its structural support.
- 2.13 Owner B means any Person who is described on a Sign, whose name or telephone number appears on a Sign, who created a Sign, who installed a Sign, who owns the property on which the Sign is situated, who occupies the premises which the Sign advertises, who is in lawful control of a Sign or who is the subject of or otherwise benefits from the message on a Sign, and for the purposes of this By-law there may be more than one owner of a Sign.
- 2.14 Person B means a natural person or body corporate and includes a partnership, a group of persons acting in concert or as an association.
- 2.15 Personal Message - means a sign used for the purpose of expressing a personal opinion, which opinion does not identify, describe, promote, advertise or direct readers to a particular land use, event, sale, or corporate entity.
- 2.16 Planter Box Sign - means a semi-permanent sign which is not easily moveable due to an enclosed weighted system for support and must have a decorative header above the sign face which shall not have more than two faces. The sign face shall form part of and be supported by the enclosed weighted system but shall not be a mobile sign with the support legs situated within the enclosed weighted system.
- 2.17 Poster B means a Sign, whether made of paper, cardboard, foam core or other material, that is not self-supporting and is not permanently attached to a pole, wall or other structure.
- 2.18 Premise - means a separate business or tenancy, including a freestanding business and an individual business within a multi-tenant building.
- 2.19 Public Property - means a property owned by or under the control of the Municipality or any

of its agencies, boards or commissions.

2.20 Qualified person B means

- (i) a professional engineer licensed to practice in the Province of Nova Scotia under the Engineering Professions Act, R.S.N.S. 1989, c. 148, as amended from time to time, or
- (ii) an architect who is a practicing member of the Registrar of the Nova Scotia Association of Architects as defined in the Architects Act, R.S.N.S. 1989, C. 21, as amended from time to time;

2.21 Right-Of-Way Advertising B means off premise advertising in a street right-of-way that is pedestrian-oriented and includes but is not limited to Overhead Banners, transit shelter advertising, bench advertising, community kiosks, Signs on parking meters, bicycle rack advertising, Signs in conjunction with street maps and way finding Signs, heritage streetscape Signs, and advertising on telephone booths. For the purpose of this By-law, Right-Of-Way Advertising does not include Mobile Signs, Sandwich Boards, flush Mounted Banners, or Posters.

2.22 Sandwich Board Sign B means a Sign, freestanding, intended for temporary use during business hours, constructed in a manner and of materials such that it can be placed or repositioned by an individual without mechanical aid.

2.23 Short Term Event Sign -means a mobile or sandwich board sign permitted for a short term period to advertise weekend events.

2.24 Sidewalk B means that portion of a street between the curb line and adjacent property line or any part of a street especially set aside for pedestrian travel and separated from the roadway.

2.25 Sign B means any structure, medium or device that identifies, describes, promotes, advertises or directs through the use of words, images, symbols, logos or any combination thereof, but specifically excludes Personal Messages.

2.26 Sign Area B means the area or portion of an advertising structure, including internal holes or vacant spaces, upon which the advertising message is displayed, including those portions used for decoration, outlines or borders. Where letters, logos or images are mounted or hung without backing, the area shall be determined based on the smallest geometric shape which contains the entire advertising message.

- 2.27 Street B means all public streets, roads, lanes, sidewalks, thoroughfares, bridges and squares, and all curbs, gutters, culverts and retaining walls in connection therewith and without restricting the generality of the foregoing includes the full right-of-way width and any utility poles within the right-of-way.
- 2.28 Third Party Sign B means a Sign that directs attention to a business, profession, activity, commodity, service or entertainment, other than those conducted, sold, promoted or offered upon the premises where such Sign is located or within the building to which such Sign is affixed. Third party signs shall not include posters located on community kiosks and sign company identification plates on temporary signs.
- 2.29 “Appeals Committee” means the Appeals Committee established pursuant to Halifax Regional Municipality By-law A-100, the Appeals Committee By-law;

Part 3 General Requirements

3.1 Applicability

- (a) This By-law shall apply to the entire Municipality. Where the provisions of this By-law conflict with any other By-law, enactment, ordinance, and statutes of the Municipality, the more restrictive provisions shall prevail unless otherwise noted herein.
- (b) Except as otherwise permitted by the provisions of this By-law, Signs are permitted only on lands zoned or otherwise designated by a Land Use By-law for the proposed use which the Sign is intended to advertise or promote.
- (c) Notwithstanding this By-law, regulations in any development agreement pertaining to the maximum size, dimension, area, and/or height of Mobile or Sandwich Board Signs, or required setback from lot lines or uses shall take precedence over those contained in this By-law.
- (d) No Sign shall be permitted where such Sign will reduce the number of available parking spaces that are required pursuant to a Land Use By-law.
- (e) Where the same words are defined in more than one By-law, the definitions in this By-law shall apply for the purposes of administering this By-law.
- (f) A license shall be issued for one sign only.

3.2 Number of Signs

- (a) In determining the number of Mobile Signs, Sandwich Board Signs, and Planter Box Signs permitted, each premise shall be permitted a Sign, subject to Part 6.
- (b) For the purpose of determining the total number of Signs permitted under this By-Law, it shall not include Signs regulated under any Land Use By-law, except on properties primarily zoned or used for residential.

3.3 Illuminated Signs

- (a) All electrical Signs shall be approved, constructed and installed in accordance with the standards set by the Canadian Standards Association and/or National Building Code and shall bear a CSA stamp, or equivalent approval. Each Sign shall have the manufacturer's name and the complete electrical rating, as required by the approval authority used, displayed so that it shall be readily visible after the Sign is erected.
- (b) illuminated Signs shall be illuminated only by steady, stationary, shielded light sources, directed solely at the Sign, or internal to it, without causing glare to motorists, pedestrians or neighbouring premises, and no part of a temporary illuminated Sign or light on it shall move or appear to move.
- (c) illuminated Signs shall only be illuminated during hours of operations of the premise to which it relates.

3.4 Maintenance of Signs

The owner of the Sign shall maintain the Sign, or cause it to be maintained, in a state of good repair at all times. Where, in the opinion of the Development Officer, any Sign is in a dangerous or defective condition or is deemed to pose a potential hazard, the Development Officer may require the owner to remove or repair the Sign.

3.5 Storage of Signs

During down time periods for Signs required under this By-law, Signs must be stored in a manner such that it is not visible to vehicular and pedestrian traffic.

Part 4 Prohibited Temporary Signs

4.1 No person shall place, erect or display a Sign that:

- (a) is not specifically permitted by the provisions of this By-law;
- (b) does not have a valid license issued under this By-law;
- (c) continues to display a Sign which advertises a company that is no longer in business or a product or service that is no longer available;
- (d) is not properly supported or secured to the ground or a permanent structure
- (e) interferes with or obstructs the view of any traffic signal light, traffic Sign or device or be likely to be confused with any traffic signal light, traffic control Sign or device, or impede the view at any street intersection, any driveway connection to a street, or the intersection of a street with a railway crossing and which, in the opinion of the Engineer, might interfere with traffic control;
- (f) interferes with any ventilation device, emergency exit, or fire hydrant or firefighting hose connection;
- (g) is attached to or interferes with any utility wires, poles, trees or supports thereof, nor on trees, dead, or alive, situated on municipal property or in a municipal right-of-way and Signs on a municipally-owned property including properties

owned by private, not-for-profit organizations, other levels of government or their agencies, with whom the municipality is party to agreements therewith for the provision of public trail and pathway systems, among others, except as provided elsewhere in this By-law;

- (h) obstructs any fire escape, required exit, window, door opening, or any wall opening intended as a means of ingress or egress;
- (i) interferes with any surface or underground facilities, conduits or lines for water, sewage, gas, electricity or communication equipment;
- (j) interferes with any warning or instructional Sign;
- (k) incorporates a strobe light or flashing light;
- (l) does not have an identification label affixed to it as supplied by the Municipality at time of license issuance;
- (m) is a third party Sign, other than Right-Of-Way Advertising or Signs for public schools, churches, HRM, and non-profit organizations;
- (n) makes use of words or phrases such as "Stop", "One Way", "Danger", "Yield", or any other words or symbols used in traffic control Signs and which, in the opinion of the Engineer, might interfere with traffic control;
- (o) on a corner lot, a Sign shall not be erected or permitted to a height of more than 0.6 metres above grade of a street which abuts a daylighting triangle;
- (p) is an illuminated Sign that does not have a CSA or equivalent approval;
- (q) is a poster and is located within a street right-of-way or on public property but not on a community kiosk and notice board as approved by the Municipality;
- (r) is a directional sign used by the film industry for a period exceeding 21 days;
- (s) is an Inflatable Sign which is properly anchored and is placed upon private property for a period exceeding fourteen days within a 30 day period;
- (t) is located on the roof of any building, except for inflatable signs;
- (u) advertise a yard sale or community event 48 hours after the event has occurred;
- (v) is created by the joining or placement of multiple signs to form a single message; and
- (w) sidewalk/street advertising decals.

Part 5 Signs that DO NOT Require a License

5.1 No license is required for the following Signs, but such Signs shall conform to all other requirements of this By-law:

- (a) Right-Of-Way Advertising;
- (b) Posters; and
- (c) Inflatable Signs

5.2 In addition to the types of signs listed in 5.1, Short Term Event Sign shall be permitted without a license provided that:

- (a) HRM is notified 24 hours in advance of the:

- (i) proposed location of the sign;
 - (ii) type of sign; and
 - (iii) information to identify the sign, i.e., event advertised, business name etc.
- (b) the proposed sign is:
- (i) separated from all other signs by a minimum of 6.0 metres (20 feet);
 - (ii) limited to two per property at any time;
 - (iii) limited to one per premise to a maximum of six times per year;
 - (iv) placed for a period not exceeding two days excluding a day for placement and removal; and
 - (v) removed on the first business day following the event.

Part 6 **Signs that Require a License**

Special Event Signs

- 6.1 A License is required for Sandwich Boards, Mobile Signs, and Banners erected temporarily on a commercially, industrially, or institutionally zoned or used property and on public property owned by HRM. These signs can be used by a public or private grade school, university, Provincial community college, church or other religious facility, or not-for-profit organization for the purpose of notifying the public of special events, festivals, performances and displays to be undertaken by that body or society and the Sign shall not be placed for a period longer than thirty consecutive days within a 60 day period and no license fee is required for such signage.

Mobile Signs

- 6.2 A valid license is required for all Mobile Signs provided that:
- (a) a Mobile Sign shall be permitted for a maximum of 60 consecutive days per license on a commercially, industrially, or institutionally zoned or used property. Upon expiry or cancellation of the license, the Sign shall be removed from the property for a period of no less than 60 days before a new Sign license application will be accepted for that premise.
 - (b) notwithstanding the requirements of section (a), Mobile Signs shall be permitted in conjunction with a:
 - (i) temporary garden centre and/or market for a maximum period per calendar year of 180 days.
 - (ii) Christmas tree lot for a maximum period of 45 days.
 - (c) the Mobile Sign shall have a maximum of two faces which shall be back to back, and

- the Sign area of each face shall not exceed 4.64 square metres (50 square feet) per face.
- (d) Mobile Sign shall not exceed 3.0 metres (10 feet) in height from established grade.
 - (e) the Mobile Sign shall:
 - (i) only advertise the business for which the license has been issued
 - (ii) not be located within the daylighting triangle for corner lots
 - (iii) on a street where there is an existing curb, be located no closer than 4.6 metres (15 feet) from the inside of the curb and in no case shall the Sign be located within the HRM right-of-way.
 - (iv) on a street where there is no curb, be located no closer than 7.0 metres (23 feet) from the edge of the pavement or travelled way and in no case shall the Sign be located within the HRM right-of-way.
 - (v) where it can be proven that the HRM right-of-way boundary is located closer than the setbacks as stated within Section 6.2(e) (iii) and (iv), the Development Officer may reduce the setback provided that the Sign is placed entirely within the property boundaries but in no case shall the Sign be located closer than 0.6 metres (2.0 feet) from the edge of the sidewalk were applicable.
 - (vi) be permitted on a property containing more than one premise and only one Mobile Sign shall be permitted per premise which must be a minimum separation distance of 30.5 metres (100 feet) between Mobile Signs as measured along street lines.
 - (vii) be permitted on a property containing only a single premise and permit more than one Mobile Sign as long as there is a minimum separation distance between each Sign of 30.5 metres (100 feet) as measured along the street lines.
 - (viii) not be pegged to the ground and the Sign shall have a full frame system or equivalent which utilizes pre-formed concrete weights or other acceptable materials for stability but shall not include a fixed foundation. Use of sandbags or other loose weights on frame legs is not permitted.
 - (f) only one Mobile Sign shall be permitted per premise, except as permitted in accordance with Section 6.2(e) (vi) and (vii).
 - (g) notwithstanding any of the foregoing, Mobile Signs shall be permitted only once per business for a maximum period of sixty days for new business openings, within a commercial and industrial zone within the boundaries of the Bedford Municipality Planning Strategy or the areas zoned C-2 within the Eastern Passage/Cow Bay Municipal Planning Strategy except for Mobile Signs for public events and festivals as per Section 6.1.
 - (h) notwithstanding section g (ii), within:
 - (i) Cole Harbour/Westphal Municipal Planning Strategy boundary Mobile Signs are not permitted within the C-1 Zone except for Mobile Signs for

- public events and festivals as per Section 6.1; and
- (ii) Downtown Dartmouth Secondary Planning Strategy boundary Mobile Signs are not permitted within any zone except for Mobile Signs for public events and festivals as per Section 6.1.

Sandwich Boards on Private Property

- 6.3 A license is required once per 12 month period for all Sandwich Board Signs on private property, provided that these Sandwich Boards:
- (a) do not have more than two faces in total, with a maximum dimension of 0.8 metres (2.6 feet) in width and 1.2 metres (4.0 feet) in height per face; and
 - (b) shall be permitted on properties zoned or used for commercial, industrial, and institutional uses, at a rate not exceeding one per premises, provided that such Signs allows for unimpeded pedestrian passage.

Banners- Flush Mounted

- 6.4 A license is required for flush mounted Banners on private property, provided that these Banners:
- (a) do not exceed a maximum of ten percent coverage of the building wall;
 - (b) notwithstanding 6.4(a), the banner shall not cause the total amount of all signage on the wall to exceed 10 percent coverage of the building wall; and
 - (c) a Flush Mounted Banner shall be permitted for a maximum of 120 consecutive days per license on a commercially, industrially, or institutionally zoned or used property. Upon expiry or cancellation of the license, the Sign shall be removed from the property for a period of no less than 30 days before a new Sign license application will be accepted for that premise.

Planter Box Signs

- 6.5 A license is required once per 12 month period for all Planter Box Signs on private property, provided that these Planter Box Signs shall:
- (a) have a maximum of two faces which shall be back to back, and the Sign area of each face shall not exceed 4.64 square metres (50 square feet) per face;
 - (b) not exceed 3.6 metres (12 feet) in height from established grade including a header which may include the permanent name or logo of the business advertised;
 - (c) only advertise the business for which the license has been issued;
 - (d) not be located within the daylighting triangle for corner lots;
 - (e) on a street where there is an existing curb, be located no closer than 4.6 metres (15 feet) from the inside of the curb and in no case shall the Sign be located within the HRM right-of-way;
 - (f) on a street where there is no curb, be located no closer than 7.0 metres (23 feet) from the edge of the pavement or travelled way and in no case shall the Sign be located within the HRM right-of-way;
 - (g) where it can be proven that the HRM right-of-way boundary is located closer than the setbacks as stated within Section 6.5(e) and (f), the Development Officer may reduce the setback provided that the Sign is placed entirely within the property boundaries but in no case shall the Sign be located closer than 0.6 metres (2.0 feet) from the edge of the sidewalk were applicable;
 - (h) be permitted on a property containing more than one premise and only one Planter Box Sign shall be permitted per premise which must be a minimum separation distance of 45.7 metres (150 feet) between Mobile Signs or other Planter Box Signs as measured along street lines;
 - (i) be permitted on a property containing only a single premise and permit more than one Planter Box Sign as long as there is a minimum separation distance between any temporary signage of 45.7 metres (150 feet) as measured along the street lines;
 - (j) incorporate an enclosed weighted system as its support. The sign face shall form part

- of the enclosed weighted system but shall not be a mobile sign with the support legs situated within the enclosed weighted system;
- (k) only permit one Planter Box Sign per premise, except as permitted in accordance with Section 6.5(h) and (i);
 - (l) notwithstanding any of the foregoing, Planter Box Signs shall not be permitted in the following areas:
 - (i) areas zoned C-1 within the Cole Harbour/Westphal Municipal Planning Strategy;
 - (ii) Bedford Municipal Planning Strategy;
 - (iii) areas zoned C-2 within the Eastern Passage/Cow Bay Municipal Planning Strategy; and
 - (iv) Downtown Dartmouth Secondary Planning Strategy.
 - (m) notwithstanding any of the foregoing, no license fee is required for Planter Box Signs on municipal property for municipal purpose.

Grand Opening and Moving Signs

- 6.6 A license is required for mobile signs, sandwich boards signs, and banners that advertise a Grand Opening and Business Relocation on private property, provided that these signs:
- (a) meet all other applicable provisions of this By-law;
 - (b) not be placed in excess of 30 days prior to business opening or 30 days after the movement or closure of the business; and
 - (c) shall only indicate for:
 - (i) Grand Openings -Name of Business, Location, and Opening Date; and
 - (ii) Moving Sign - Name of Business New Location, and Opening Date.

Multi Special Event Signs

- 6.7 A license is required for Multi Special Event Signs on private property, provided that:
- (a) parcels of land over 4 acres - permit up to a maximum of 10 signs per license;
 - (b) parcels of land from 2 to 4 acres - permit up to a maximum of 5 signs per license;
 - (c) signs shall meet the following criteria:
 - (i) meet siting criteria of this By-law;
 - (ii) shall not exceed 14 days per license;
 - (iii) not exceed 3.0 metres (10 feet) in height from established grade;
 - (iv) only advertise the business for which the license has been issued;
 - (v) not be located within the daylighting triangle for corner lots;
 - (vi) not be permitted in conjunction with a Short Term Event Sign;

- (vii) be permitted only 2 times per year per property; and
- (viii) minimum separation distance of 10 feet between signs.

Apartment Building Signs

- 6.8 A license is required for Apartment Building Signs on private property, provided that such signs meet the following criteria:
- (a) meet siting criteria as required under this By-law;
 - (b) not exceed 30 days per license;
 - (c) not exceed 3.0 metres (10 feet) in height from established grade;
 - (d) only advertise the rental of units on the property for which the license has been issued;
 - (e) not be located within the daylighting triangle for corner lots;
 - (f) not be permitted in conjunction with a Short Term Event Sign;
 - (g) be permitted only 2 times per year per property;
 - (h) permit only one sign per property;
 - (i) minimum separation distance of 20 feet from any other sign on the property; and
 - (j) be permitted for an apartment building containing more than 50 units.

Existing Temporary Signs

- 6.9 All existing temporary Signs shall comply with the provisions contained within this By-law within 180 days of the effective date of the By-law.

PART 7: Signs Within HRM Public Right-of-Way

- 7.1 Signs are not permitted within an HRM public right-of-way except for:

Posters

- (a) Posters are permitted provided that they are placed on community kiosks and notice boards as approved by the Municipality but do not require a license.

Sandwich Boards

- (b) a license is required for a Sandwich Board for commercial, industrial, and institutional uses per 12 month period and provided that only one Sandwich Board is permitted per premise and shall be located directly in front of the premise being advertised and the Sandwich Board shall not:
 - (i) obstruct pedestrians or constitute a hazard;
 - (ii) exceed 0.6 metres (2.0 feet) in width and 0.9 metres (3.0 feet) in height;
 - (iii) have moving parts, display lights or require electrical power;
 - (iv) be displayed during non-business hours;
 - (v) be located in the pedestrian through zone or curb zone of a sidewalk (see Schedule A); and
 - (vi) be permitted if a sidewalk does not contain a furnishing and service zone or a frontage zone (see Schedule A).
- (c) a license is required for a Sandwich Boards which notifies the public of special community events and festivals and the Sign shall not be placed for a period longer than thirty (30) consecutive days and Sandwich Board shall not:
 - (i) obstruct pedestrians or constitute a hazard;
 - (ii) exceed 0.6 metres (2.0 feet) in width and 0.9 metres (3.0 feet) in height;
 - (iii) have moving parts, display lights or require electrical power;
 - (iv) be located in the pedestrian through zone or curb zone of a sidewalk (see Schedule A); and
 - (v) be permitted if a sidewalk does not contain a furnishing and service zone or a frontage zone (see Schedule A).
- (d) further to Sections 7.1 (b) and (c), an applicant for a Sandwich Board shall provide proof of and maintain public liability insurance in the minimum amount of \$1 million dollars per Sign occurrence, such insurance shall indemnify the Municipality and its employees from any and all claims made as a result of the Sign, and the Municipality shall be named as an additional insured.

Right-Of-Way Advertising

- (e) HRM approved Right-Of-Way Advertising but no license is required through this By-law.

Part 8 Applications and Fees

Applications

8.1 The following information is required at the time of application:

- (a) site plan which shows the location and type of the proposed Sign in relation to curb and sidewalk, if applicable, or edge of travel way and property lines, buildings, landscaped areas, parking, driveways, adjacent streets, and any other Mobile Signs or Planter Box Signs;
- (b) plan, drawn to scale (metric), showing the graphic design and construction materials of the proposed Sign;
- (c) approval of the Nova Scotia Department of Transportation and Public Works as required;
- (d) for a Mobile Sign or Planter Box Sign on a property, the application shall be accompanied by written permission by the property owner or approved management company;
- (e) duration of the Sign placement;
- (f) name of the business or use for which the Sign is being applied;
- (g) payment of fees according to the provisions of Administrative Order No. 15;
- (h) notwithstanding Section (g), fees shall be waived for the following uses: municipally owned and/or operated facilities, public schools, not for profit organizations, registered charities, public institutions, churches or other religious facilities; and
- (i) any other information required by the Development Officer to evaluate the application under the terms of this By-law.

8.2 A license sticker issued by the Municipality shall be clearly displayed in the bottom right hand corner on the Sign for which it was issued.

8.3 Where a Sign has been installed in violation of the terms of its license, the license shall be revoked by the Development Officer in addition to the penalties outlined in Part 10.

8.4 If a license has been issued due to inaccurate information provided by an applicant, the license may be revoked.

8.5 Where an application for a license is refused, the applicant shall be entitled to a full refund of the application fee.

Part 9 Appeal of a License

9.1 Any applicant who has been refused a Sign license or whose license has been revoked may appeal to the Appeals Committee.

Part 10 Enforcement and Penalty

- 10.1 This By-law shall be enforced by the Development Officer or designate.
- 10.2 Municipal employees may enter at all reasonable times upon private property for the purpose of inspection and enforcement necessary to administer this By-law.
- 10.3 A Sign that is placed in violation of this By-law may be subject to removal and impoundment by the Municipality. All costs associated with such removal or impoundment shall be the responsibility of the Owner. Such costs shall be paid to the Municipality or its agent prior to release of an impounded Sign. A Sign not claimed within fifteen (15) days of its impoundment may be destroyed, sold or otherwise disposed of by the Municipality. Unpaid costs may be charged and collected by the Municipality as a first lien on the property affected.
- 10.4 Any person who violates any of the provisions of this By-law shall be guilty of an offence and shall, on summary conviction, be liable
- (a) for the first offence to a penalty of not less than Two Hundred and Fifty Dollars (250.00) and of not more than ten thousand dollars (\$10,000.00) or imprisonment for a period of not more than one year or both, including the imposition of the minimum fine;
 - (b) for the second offence to a penalty of not less than Five Hundred Dollars (\$500.00) and of not more than ten thousand dollars (\$10,000.00) or imprisonment for a period of not more than one year or both, including the imposition of a minimum fine;
 - (c) for the third offence or any subsequent offence to a penalty of not less than One Thousand Dollars (\$1,000.00) and of not more than ten thousand dollars (\$10,000.00) or imprisonment for a period of not more than one year or both, including the imposition of a minimum fine.

Part 11 Repeal of By-laws

- 11.1 The following By-laws are hereby repealed:
- (a) City of Halifax Ordinance Number 166 B ASign Ordinance@; and all amendments thereto;
 - (b) City of Halifax Ordinance Number 19 B ABill Posters@, and all amendments thereto; and
 - (c) City of Dartmouth By-law S-800 B ASign By-law@; and all amendments thereto.

Part 12 **Schedules**

12.1 The schedules listed below form a part of this By-law:

Schedule A: Service and Zone Standards

Done and passed in Council this 26th day of September, 2006.

MAYOR

Municipal Clerk

I, Jan Gibson, Municipal Clerk for the Halifax Regional Municipality, hereby certify that the above-noted by-law was passed at a meeting of the Halifax Regional Council held on, September 26, 2006.

Jan Gibson, Municipal Clerk

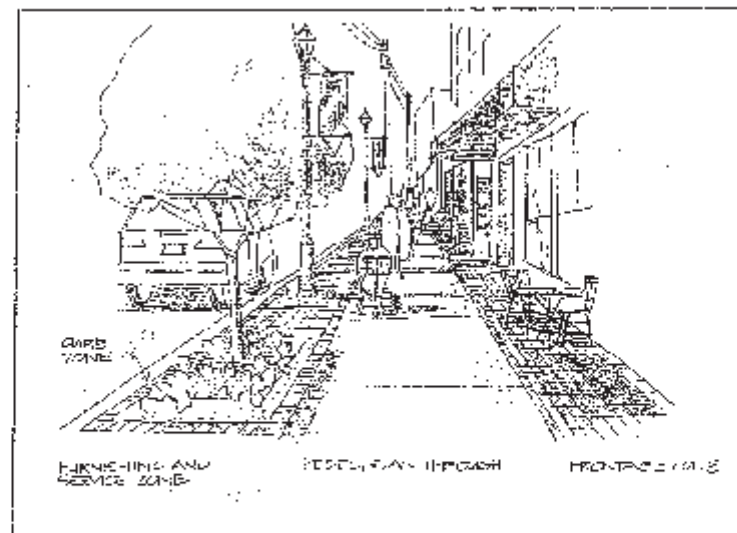
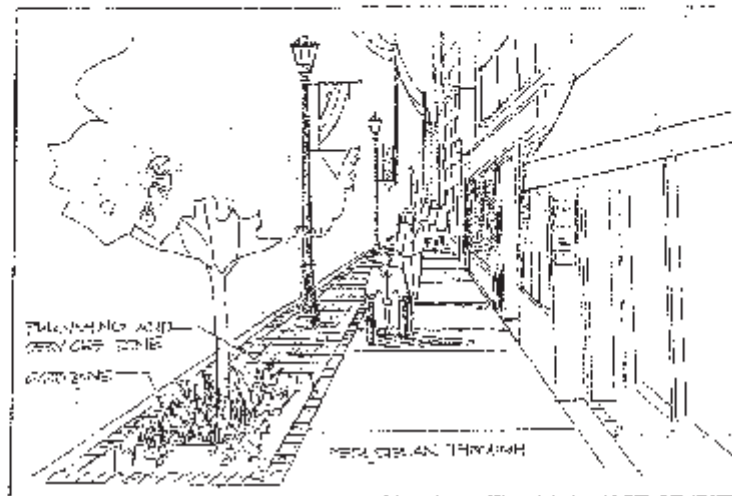
Notice of Motion:	June 27, 2006
First Reading:	July 4, 2006
Notice of Public Hearing Publication:	August 26, 2006
Second Reading:	September 12, 2006
Approval of Minister of Housing & Municipal Relations:	N/A
Effective Date:	November 18, 2006

Amendment # 1 (A-500)

Notice of Motion:	March 20, 2012
First Reading:	March 27, 2012
Notice of Second Reading Publication:	March 31, 2012
Second Reading:	April 17, 2012
Approval by Service Nova Scotia and Municipal Relations:	N/A
Effective Date:	April 21, 2012

Schedule A

Service and Zone Standards



Note: Size of each zone shall be determined on a street by street basis by HKM Right-Of-Way Services but in no case shall the pedestrian through zone be less than 2134 mm.

Attachment B



BY-LAW NUMBER S-801

A BY-LAW RESPECTING LICENSING OF TEMPORARY SIGNS

**Halifax Regional Municipality
By-law S-801
Respecting Licensing of Temporary Signs**

BE IT ENACTED by the Council of Halifax Regional Municipality pursuant to Halifax Regional Charter as follows:

PART I: INTERPRETATION

Number and Short Title

- 1** This By-law shall be known as By-law S-801, and may be cited as the “By-law for Temporary Signs”.

Definitions

- 2** In this By-law,
- (a) “Appeals Committee” means the Committee as established by By-law A-100, the Appeals Committee By-law;
 - (b) “Banner” means a non-rigid temporary sign made of cloth, canvas, plastic or other light weight non-rigid material that is used or functions as a sign;
 - (c) “Box Sign” means a sign that has a wooden box-shaped base with an enclosed weighted system, a double-sided sign and a decorative header above the sign face;
 - (d) “Business Site” means a group of businesses which share common site services such as parking and access;
 - (e) “Candidate” means a candidate under the *Municipal Elections Act*, R.S.N.S., 1989, c.300, as amended; *Elections Act*, S.N.S, 2011 c. 5, as amended; *Canada Elections Act*, 2000 S.C., c. 9, as amended;
 - (f) “Community Event” means any of the following:
 - (i) not for profit events,
 - (ii) public information meetings,
 - (iii) festivals,
 - (iv) performances,
 - (v) sport activities,
 - (vi) religious events, or
 - (vii) cultural events;
 - (g) “Daylighting Triangle” means a triangular area on a corner lot which is formed by front lot line and a flankage lot line and a straight line which intersects 6.1 metres from the corner where they meet;
 - (h) “Election” means:
 - (i) a federal, provincial or municipal election;

- (ii) a Halifax Regional School Board election;
 - (iii) a Conseil scolaire acadien provincial election;
 - (iv) a special election or by-election;
 - (v) a plebiscite; and
 - (vi) a referendum;
- (i) “Election sign” means:
 - (i) a sign that promotes a candidate for an election; or
 - (ii) a sign that promotes an approval or disapproval in respect of the question being posed in a referendum or plebiscite;
- (j) “Engineer” means the Engineer of the Municipality and includes a person acting under the supervision and direction of the Engineer;
- (k) “Height” means with reference to a sign, the vertical distance of a sign between the lowest point of grade adjacent or below the sign and the highest point of the sign;
- (l) “HRM” means Halifax Regional Municipality;
- (m) “Inflatable Sign” means a non-rigid, gas or air filled bag or balloon used to advertise or attract attention;
- (n) “Kiosk” means a structure placed on a street within the Municipality for the purpose of posting posters;
- (o) “License Administrator” means the person or persons designated by the Chief Administrative Officer and includes a person acting under the supervision and direction of the License Administrator;
- (p) “Light Standard Banner” means a banner mounted on a light standard located entirely on private property;
- (q) “Light Standard Sign” means a rigid temporary sign mounted on a light standard located entirely on private property;
- (r) “Mobile Sign” means a temporary sign specifically designed or intended to be readily moved, not affixed to a building or foundation and which does not rely on a building or fixed foundation for its structural support;
- (s) “Multiple Resident Sign” means a temporary sign used to advertise leasehold vacancies in buildings with dwelling units;
- (t) “Municipality” means the Halifax Regional Municipality and HRM;
- (u) “Municipal Property” means a property, other than a street right of way, owned by or under the control of the Municipality or any of its agencies, boards or commissions;

- (v) “Off-Site Sign” means a temporary sign erected and maintained by a person, firm, corporation or business which is intended for display at any location other than the location at which the goods or services advertised are made, manufactured, provided, sold or offered for sale;
- (w) “Owner” in respect of the sign means any person:
 - (i) who placed or installed the sign,
 - (ii) who is in lawful control of the sign,
 - (iii) who is described in the sign,
 - (iv) whose name or telephone number appears on the sign,
 - (v) who is the subject of or otherwise benefits from the message on a sign, or
 - (vi) who owns the property on which the sign is situated;

and for the purposes of this By-law there may be more than one owner of a sign;

- (x) “Peace Officer” means a police officer or a special constable appointed pursuant to the *Police Act*, S.N.S. 2004, c.31;
- (y) “Person” means a natural person, corporation, partnership, an association, firm, agent, trustee, and includes the heirs, executors or other legal representatives of a person, or owner;
- (z) “Personal Message” means a conveyance of expression of a personal opinion, that does not identify, describe, promote, advertise or direct readers to a particular land use, event, sale, or business;
- (aa) “Place” means:
 - (i) affixing, attaching, displaying, erecting or installing; or
 - (ii) causing, arranging or directing the affixing, attaching, displaying, erecting or installing of a sign;
- (bb) “Poster” means a sign of non-rigid material that uses any colour, form, graphic, illumination, symbol or writing to convey information of any kind to the public;
- (cc) “Poster Collar” means a structure installed on a utility pole or other structure for the purpose of posting posters;
- (dd) “Premises” means a specific property, and may include all buildings and necessary structures thereon, separate businesses, or an individual business, within a multi-tenant building or business site;
- (ee) “Rigid” means a sign face of solid material designed to maintain a flat shape and includes plywood, plastic corrugate, heavy weight cardboard or metal;
- (ff) “Sandwich Board Sign” means a temporary sign, freestanding, intended for use during business hours, constructed in a manner and of materials such that it can be placed or repositioned by an individual without mechanical aid;

- (gg) “Short Term Event” means an event not exceeding seven (7) calendar days;
- (hh) “Sidewalk” means that portion of a street between the curb line and adjacent property line or any part of a street especially set aside for pedestrian travel and separated from the roadway;
- (ii) “Sign” means any structure, medium or device designed to or intended to convey information through the use of words, images, symbols, pictures, logos or any combination thereof for the purpose of providing direction, information, identification, advertisement, business promotion or the promotion of a product, activity, service or idea;
- (jj) “Sign Face” means the area or portion of an advertising structure, including internal holes or vacant spaces, upon which the advertising message is displayed, including those portions used for decoration, outlines or borders. Where letters, logos or images are mounted or hung without backing, the area shall be determined based on the smallest geometric shape which contains the entire advertising message;
- (kk) “Sign License” means a temporary sign license issued under this By-law for the legal placement of a sign;
- (ll) “Street” means all HRM streets, roads, lanes, sidewalks, thoroughfares, bridges and squares, and all curbs, gutters, culverts, and retaining walls in connection therewith and without restricting the generality of the foregoing includes the full right-of-way width;
- (mm) “Temporary Sign” means a sign that is not intended, by its construction, appendage, material or type to be permanent and includes Banners, Box Signs, Inflatable Signs, Mobile Signs, Sandwich Board Signs, Community Event Signs, Posters, Election Signs, and Third Party Signs as defined herein, and all other signs which are not permanent;
- (nn) “Third Party Sign” means a temporary sign that directs attention to a business, profession, activity, commodity, service or entertainment, conducted, sold, promoted or offered elsewhere than on the premises where such sign is located or within the building to which such sign is affixed, but excludes sign manufacturer’s identification plates on temporary signs and Community Event Signs; and
- (oo) “Utility Pole” means a pole installed on a street by the Municipality or a public utility and includes a decorative lamp post, streetlight pole and traffic control signal pole but does not include a privately owned pole.

Applicability

3

- (1) This By-law shall apply to all temporary signs in the Municipality. Subject to subsection (3), where the provisions of this By-law conflict with any other By-law,

enactment, ordinance, and statutes of the Municipality, the more restrictive provisions shall prevail unless otherwise stated herein.

- (2) Except as otherwise permitted by the provisions of this By-law, or a Streets and Services Permit, temporary signs are permitted only on lands zoned or otherwise designated by a Land Use By-law for the proposed use which the sign is intended to advertise or promote.
- (3) Where the same words are defined in more than one By-law, the definitions in this By-law shall apply for the purposes of administering this By-law.
- (4) This By-law shall not apply to signs for municipal purposes.
- (5) This By-law shall not apply to a personal message.

Powers of License Administrator

4 The License Administrator is authorized and empowered to:

- (1) grant a sign license;
- (2) refuse to grant a sign license;
- (3) suspend a sign license;
- (4) revoke a sign license;
- (5) issue the owner a Notice to comply with this By-law; and
- (6) issue the owner an Order to comply with this By-law.

PART II: LICENSING

Application for Sign License

5

- (1) The applicant for a Sign License shall complete an application in a form prescribed by the License Administrator.
- (2) A separate application shall be made for each Sign License.
- (3) An application for a Sign License shall include:
 - (a) the name of the applicant, and:
 - (i) if the applicant is a natural person, it must be signed by him or her; or

- (ii) if the applicant is a corporation, organization, society or other body, it must be signed by a director or officer who has the authority to bind the corporation, organization, society or other body;
- (b) a written consent from the owner of the premises, if other than the applicant;
- (c) a Certificate of Insurance evidencing proof of insurance and pursuant to Section 15(6) of this By-Law;
- (d) a site plan that shows:
 - (i) the location and type of the proposed sign in relation to curb and sidewalk, if applicable,
 - (ii) edge of travel way and property lines, buildings, landscaped areas, parking, driveways, adjacent streets, and
 - (iii) any other Sign;
- (e) plan, drawn to a metric scale, showing the graphic design and construction materials of the proposed sign;
- (f) written permission by the property owner or approved management company for a Third Party Sign;
- (g) duration of the sign placement;
- (h) payment of fees according to the provisions of Administrative Order No. 15, excepting fees shall be waived for community events;
- (i) any other information required by the License Administrator to evaluate the application under the terms of this By-law.

Refusal to Grant a Sign License

6 The License Administrator shall refuse to grant a Sign License if:

- (1) the application is incomplete or contains false or misleading information;
- (2) the proposed sign does not comply with the requirements of this By-law; or
- (3) the proposed sign would present a risk of harm to the health or safety of the public, or would constitute a nuisance.

Requirements of a Granted Sign License

7

- (1) A Sign License granted by the License Administrator shall:

- (a) specify the expiry date of the license;
 - (b) be clearly displayed in the bottom right hand corner on the sign for which it was issued; and
 - (c) not be removed, except with the consent of the License Administrator.
- (2) Terms and Conditions of the Sign License shall be provided by the License Administrator.

Transferability of a Granted Sign License

8 A Sign License granted pursuant to this By-law is not transferrable.

PART III: TEMPORARY SIGN REQUIREMENTS AND PROVISIONS

Requirements for a Sign License

9

- (1) Every sign requires a Sign License issued under this By-law, except as herein provided.
- (2) Upon expiry, cancellation, suspension or revocation of a Sign License, the sign shall be removed by the owner.
- (3) The owner of a sign shall keep it in a state of good repair at all times.
- (4) Where any sign:
 - (a) is in a state of disrepair;
 - (b) is in a dangerous condition,
 - (c) is in an unsightly condition, or
 - (d) may be a hazard,

the License Administrator may require the owner to remove or repair the sign.

General Provisions

10

- (1) No Sign License shall be issued for a sign not listed in this By-law.
- (2) Unless otherwise provided for in this By-law, no person shall place or permit a sign that:
 - (a) advertises or intends to advertise a company that is no longer in business or a product or service that is no longer available;

- (b) advertises a premises other than that for which the license has been issued;
- (c) is unsupported or unsecured to the ground or a permanent structure;
- (d) obstructs or interferes with the view of any motorists or pedestrians;
- (e) in the opinion of the Engineer may:
 - (i) be confused with any traffic signal light, control sign or device;
 - (ii) obstruct or interfere with the movement of motorists or pedestrians at any street intersection, any driveway street connection, any railway crossing or bridge;
 - (iii) interfere with traffic control or safety;
 - (iv) produce or cause glare to motorists, pedestrians or neighbouring premises; or
 - (v) moves or appears to move;
- (f) makes use of words, phrases or symbols used in traffic control signs and which, in the opinion of the Engineer, may interfere with traffic control or safety;
- (g) interferes with any warning or instructional sign;
- (h) in relation to a building interferes with any ventilation device, emergency exit, required exit, window, door opening, or any wall opening intended as a means of ingress or egress;
- (i) obstructs any fire hydrant, firefighting hose connection or fire escape;
- (j) interferes with any surface or underground facilities, conduits or lines for water, sewage, gas, electricity or communication equipment;
- (k) is attached to or interferes with any utility wires, utility poles, light standards, traffic signal poles, trees or supports thereof;
- (l) is located within a Daylighting Triangle;
- (m) is located on a center median or island installed within a street;
- (n) is located on the roof of any building, except for Inflatable Signs;
- (o) incorporates a strobe light or flashing light;

- (p) does not have an Sign License affixed to the sign as supplied by the License Administrator at time of issuance;
 - (q) is a Third Party Sign, other than a Community Event Sign;
 - (r) is created by the joining or placement of multiple signs to form a single message.
- (3) Illumination of signs:
- (a) may only be by constant, stationary, shielded light sources, which are solely directed at the sign or are internal to the sign; and
 - (b) shall only be illuminated during hours of operation of the premises to which it relates.
- (4) Mobile Signs are not permitted within the C-1 Zone in Cole Harbour/Westphal Municipal Planning Strategy boundary within the C-1 Zone except for community events as per Section 12(7).
- (5) Mobile Signs are not permitted within the Downtown Dartmouth Secondary Planning Strategy boundary within any zone except for community events as per Section 12(7).
- (6) Box Signs shall not be permitted in areas zoned C-1 within the Cole Harbour/Westphal Municipal Planning Strategy, the Bedford Municipal Planning Strategy, and the Downtown Dartmouth Secondary Planning Strategy

PART IV: SIGNS ON PRIVATE PROPERTY

- 11** Unless otherwise provided, a sign shall only be permitted on private property subject to the applicable land use regulations and requirements herein.

Signs requiring a Sign License

- 12** A Sign License is required for the following signs on private property:

Inflatable Sign

- (1) A license for an Inflatable sign may be issued provided that:
- (a) such sign shall not be placed for a period exceeding 30 consecutive calendar days;
 - (b) no more than one license will be issued within a 60 calendar day period; and
 - (c) there is no more than one per premises.

Banner

- (2) A license for a Banner may be issued provided that:
- (a) such sign shall not be placed for a period exceeding 30 consecutive calendar days;
 - (b) no more than one license will be issued within a 60 calendar day period;
 - (c) such sign shall not exceed a maximum of ten percent coverage of the building wall;
 - (d) such sign shall not be affixed to natural objects including trees, stone, retaining walls, and fences; and
 - (e) there is no more than one per premises.

Mobile Sign

- (3) A license for a Mobile Sign may be issued for a period not exceeding one (1) year provided:
- (a) it has a maximum of two surfaces which shall be back to back, and the sign area of each surface shall not exceed 4.64 square metres (50 square feet) per surface;
 - (b) it shall not exceed 3.0 metres (10 feet) in height;
 - (c) it is:
 - (i) on a street where there is an existing curb, be set back a minimum of 4.6 metres (15 feet) from the inside of the curb;
 - (ii) on a street where there is no curb, be located no closer than 7.0 metres (23 feet) from the edge of the pavement or travelled way; and
 - (iii) in no case shall the sign be located within the street right-of-way;
 - (d) where the street right-of-way boundary is located closer than the setbacks as stipulated herein, the License Administrator may reduce the setback;
 - (e) it is separated a minimum of 38 metres (125 feet) from any other Mobile or Box Sign; and
 - (f) it shall incorporate a full frame system or equivalent which utilizes pre-formed concrete weights or other acceptable materials for stability but shall not include a fixed foundation nor use sandbags or other loose weights on frame legs.

Box Signs

- (4) A license for a Box Sign may be issued for a period not exceeding (1) one year provided:
- (a) it has a maximum of two surfaces which shall be back to back, and the sign area of each surface shall not exceed 4.64 square metres (50 square feet) per surface;
 - (b) it shall not exceed 3.6 metres (12 feet) in height including a header which may include the permanent name or logo of the business advertised;
 - (c) it is:
 - (i) on a street where there is an existing curb, be set back a minimum of 4.6 metres (15 feet) from the inside of the curb;
 - (ii) on a street where there is no curb, be located no closer than 7.0 metres (23 feet) from the edge of the pavement or travelled way; and
 - (ii) in no case shall the sign be located within the street right-of-way;
 - (d) where the street right-of-way boundary is located closer than the setbacks as stipulated herein, the License Administrator may reduce the setback;
 - (e) it is separated a minimum of 38 metres (125 feet) from any Mobile or other Box Sign; and
 - (f) it incorporates an enclosed weighted system as its support with the sign surface forming part of the enclosed weighted system but shall not be a Mobile Sign with the support legs situated within the enclosed weighted system.

Multiple Resident Signs

- (5) A Sign License for a Multiple Resident Sign may be issued for a period of thirty (30) days twice per year provided that:
- (a) it is on private property;
 - (b) it does not exceed 3.0 metres (10 feet) in height;
 - (c) it is sited as required under this By-law;
 - (d) only one sign per property per street frontage is employed;
 - (e) it advertises the rental of units only on the property for which the license has been issued;
 - (f) it is not located within the daylighting triangle for corner lots;

- (g) it is not used in conjunction with a Short Term Event Sign;
- (h) there is a minimum separation distance of 20 feet from any other sign on the property; and
- (i) it is for an apartment building containing more than 50 units.

Off-Site Signs

(6) An off-site sign:

- (a) may be licensed for a commercial enterprise subject to the approval of the required application and submission of the prescribed fee;
- (b) shall be a box sign or mobile sign and placed in accordance with subsection 12(3) or (4);
- (c) shall be permitted on a vacant lot only, such lot being owned by the person placing the sign; and
- (d) is located on a lot which directly abuts or is directly across a street from the lot containing the business.

Signs for Community Events

- (7) A Sign License for a sign advertising a Community Event, other than a license for box signs under subsection 12(4), may be issued provided the sign is not placed for a period exceeding sixty (60) calendar days.

Signs that do not require a Sign License

13 A Sign License is not required for the following sign types placed on private property subject to the conditions set out for each sign type.

Sandwich Board

- (1) A Sign License for a Sandwich Board is not required provided that:
 - (a) such sign does not have more than two faces in total, with a maximum dimension of 0.8 metres (2.6 feet) in width and 1.2 metres (4.0 feet) in height per face;
 - (b) such sign shall not exceed more than one per premises; and
 - (c) such sign shall only be displayed during business hours.

Signs for Short Term Events

- (2) A Sign License for a sign advertising a Short Term Event is not required provided:
 - (a) HRM is notified 24 hours in advance of:
 - (i) the proposed location of the sign,

- (ii) the type of sign, and
 - (iii) sufficient information to identify the sign, such as the event advertised or a business name; and
- (b) the sign:
 - (i) is separated from all other signs by a minimum of 6 metres (20 feet),
 - (ii) is limited to two per property at any time,
 - (iii) has an area not to exceed 4.64 square metres (50 square feet) per surface,
 - (iv) is limited to one per premises to a maximum of six times per year,
 - (v) is placed for a period not exceeding seven (7) calendar days, and
 - (vi) is removed on the first business day following the event.

Light Standard Signs and Banners

- (3) A Sign License for Light Standard Signs or Light Standard Banners is not required provided that such signs and banners do not exceed 0.56 square metres (6 square feet) per surface.

13A For greater certainty, a Sign License is not available for sandwich boards, short term event signs, light standard signs or light standards banners placed on private property that do not conform with the conditions for each sign type as set out in section 13.

PART V: SIGNS ON MUNICIPAL PROPERTY

Signs on Municipal Property

14

- (1) No person shall place or permit to be placed, any sign on Municipal property unless it is a sign for a Community Event.
- (2) A sign for a Community Event placed on Municipal property:
 - (a) requires a Sign License; and
 - (b) shall not be placed for more than sixty (60) days.

Signs in the Street Right of Way

15

A Sign License for a sign in the street right of way may be issued for a period not exceeding one (1) year provided that:

- (1) such signs are restricted to sandwich boards;
- (2) such signs shall not exceed one per premises;
- (3) such sign shall conform to the following requirements:
 - (a) does not obstruct pedestrians or constitute a hazard,
 - (b) does not exceed 0.6 metres (2.0 feet) in width and 0.9 metres (3.0 feet) in height,
 - (c) does not have moving parts, display lights, or require electrical power,
 - (d) is displayed only during business hours,
 - (e) is located such that a minimum of 2.1 metres (7 feet) of sidewalk remain clear of all obstructions for pedestrian use,
 - (f) is be placed a minimum 0.45 metres (1 ½ feet) from the face of curb, and
 - (g) is located directly in front of the premises being advertised;
- (4) when used as signage for a Community Event, such sign shall be placed for a period not to exceed thirty (30) calendar days;
- (5) a sandwich board sign that exceeds the size requirements of Section 15(3)(b) of this By-law may be permitted:
 - (a) where all other requirements of the By-law are satisfied,
 - (b) no part of a sandwich board sign shall project further than 75mm (3 inches) from the exterior wall or face of the building, and
 - (c) it is secured or restrained to the building to prevent movement of the sign;
- (6) an applicant for a license to place a sandwich board sign in a street right of way shall secure and maintain Commercial General Liability insurance:
 - (a) evidencing minimum limits of two million dollars (\$2,000,000) per occurrence,
 - (b) such insurance shall indemnify the Halifax Regional Municipality, it's Mayor, Councillors, Employees and Agents from any and all loss, injury, claims, suits and costs (including Solicitor) made as a result of the placement or maintenance of the sign,

- (c) that shall be name Halifax Regional Municipality as an Additional Insured, and
 - (d) proof of the required insurance must be provided with the application for a Sign License; and
- (7) the owner shall provide HRM with annual renewal Certificates Of Insurance and any notice of cancellation or material change.

Posters

16 A Poster that complies with this By-law may be erected or displayed without a license.

17 Except as authorized by By-law, no person shall erect, attach, place or display, or cause or permit to be erected, attached, placed or displayed, any poster on, over or to any structure or thing, located on property owned by the Municipality including but not limited to:

- (1) Parking meters,
- (2) Parking and traffic signs, including the vertical support posts,
- (3) Street litter disposal containers,
- (4) Newspaper boxes,
- (5) Traffic control devises and signal control boxes,
- (6) Trees,
- (7) Street furniture,
- (8) Bus shelters,
- (9) Bicycle racks,
- (10) Fire hydrants,
- (11) Post boxes,
- (12) Phone booths and call stations,
- (13) Switching cabinets,
- (14) Utility poles, and
- (15) Privately owned poles.

18 Despite Section 17, a person may erect, attach, place or display, or cause or permit to be erected, attached, placed or displayed posters on a utility pole located on a street if:

- (1) the poster is no more than 28 centimetres by 43.5 centimetres (11 inches by 17 inches) in size;
- (2) the poster consists only of lightweight cardboard or paper;
- (3) the poster is securely attached flush to the surface of the utility pole using staples or removable tape and no other method of affixing the poster to the utility pole is used;
- (4) the poster is placed no higher than two metres (6.5 feet) above the ground;
- (5) the poster includes the date of posting on the front of the poster;
- (6) the poster is displayed for not more than the earlier of:
 - (i) thirty days, or
 - (ii) five days after the end of the advertised event, if any;
- (7) not more than one poster conveying essentially identical information is posted on the same utility pole;
- (8) the poster faces towards the property fronting on the street and away from the portion of the street ordinarily used by vehicles; and
- (9) the poster includes valid contact information for at least one owner of the poster.

19 In addition to the restrictions set out in Section 18, no person shall erect, attach, place or display, or cause or permit to be erected, attached, placed or displayed, a poster:

- (1) on or within any traffic island or median;
- (2) on a utility pole within 200 metres (656 feet) of a kiosk or poster collar;
- (3) in such a manner as to:
 - (a) be a hazard or dangerous to vehicular or pedestrian traffic, as determined by the License Administrator or the Engineer,
 - (b) cause any damage to Municipal property, or
 - (c) become unsightly.

20 A poster shall be removed after the duration allowed in subsection 18(6) by the owner of the poster, or the authorized agent of such person.

- 21 The Municipality or the owner of the utility pole may, at any time and without notice, remove any poster from a utility pole in the course of periodic cleaning or maintenance operations.
- 22 The Municipality may, at any time and without notice, remove any poster that is displayed in contravention of this By-law.
- 23 A poster removed under sections 21 or 22 may be destroyed or otherwise disposed of by the Municipality or the owner of the utility pole without notice or compensation to any person who has an interest in the poster.

PART VI: ELECTION SIGNS

- 24 A Sign License is not required for election signs.
- 25 Except as provided for herein, election signs are not permitted on Municipal property.
- 26 Part VIII of the By-law applies to election signs.

Placement of election signs in the Street Right of Way

- 27 Election Signs are permitted within the street right of way if the following conditions are met:
- (1) such signs shall be no larger than 1.5 square metres (16 square feet) in area;
 - (2) such signs shall be less than 2 metres (6.5 feet) in height, as measured from the top of the sign;
 - (3) such signs shall not overhang the sidewalk or travelled portion of the street;
 - (4) with respect to a municipal election such sign shall not be erected:
 - (a) for a regular election, until September 1 in the year of the election, and
 - (b) for a special election held pursuant to section 13 of the *Municipal Elections Act*, until the Council names a day for the special election;
 - (5) with respect to a provincial or federal election such signs shall not be erected until the day the writ of election is issued;
 - (6) with respect to a referendum under the *Referendum Act*, S.C. 1002, c. 30, such signs shall not be erected until the day the writ of referendum is issued; and
 - (7) election signs shall not be placed within the street right of way abutting a Municipal property.

PART VII: ADMINISTRATIVE PROVISIONS

Suspension or Revocation of a Granted Sign License

28 The License Administrator may suspend or revoke a Sign license if:

- (1) the owner fails to comply with a term or condition of the Sign License;
- (2) the owner is convicted by a court of an offence under this By-law;
- (3) the sign,
 - (a) would be a risk to the health or safety of the public, or
 - (b) would constitute a nuisance;
- (4) the license holder fails to keep insurance pursuant to this By-law.

29 Notwithstanding sections 37 and 39, a suspension pursuant to section 28(4) shall continue until:

- (1) the license holder provides satisfactory proof that insurance has been reinstated or renewed;
- (2) the Sign License expires; or
- (3) the Sign License is revoked pursuant to subsection 28(4).

Sign Removal

30 The owner shall, on or before the expiration of the Sign License, and at his or her sole expense, remove the Sign.

31 Notwithstanding sections 33(3) and 39, if the License Administrator determines in his or her sole discretion, that the sign is an immediate safety issue, danger or hazard, HRM may, without notice and without compensating the owner remove the Sign and remedy the safety issue, danger or hazard.

32 The License Administrator may issue an Order to the owner that the owner shall, at his or her sole expense, remove the sign if an owner's Sign License is suspended or revoked.

33 The License Administrator may cause the sign to be removed if:

- (1) the owner does not remove the sign on or before the expiration of the Sign License term;
- (2) the owner does not comply with an Order to remove the sign issued under section 28(1), within five (5) business days of being served with the Order; or

- (3) the owner does not comply with an Order to remove the sign issued under section 28(3), within two (2) business days of being served with the Order.

Cost of Work

- 34** If the Council, a committee, the License Administrator or another employee of the HRM causes work to be done pursuant to sections 31, 33 or 40 the owner shall be fully responsible for the cost of the work, with interest at the rate determined by the Council, by policy, from the date of the completion of the work until the date of payment.
- 35** In addition to any other remedies at law, if the Council, a committee, the License Administrator or another employee of the HRM causes work to be done pursuant to this By-law, the cost of the work, with interest at the rate determined by the Council, by policy, from the date of the completion of the work until the date of payment, is a first lien on the principle use property upon which, or for the benefit of which, the work was done.

Service

36

- (1) Any Notice, Order, decision or other document required to be served under this By-law may be served personally, by mailing it to the person at the latest address shown on the assessment roll or the application for the Sign license, by electronic mail or by facsimile.
- (2) A Notice, Order, decision or other document is deemed to have been served on the third day after it was sent.

Appeals

37

- (1) The refusal by the License Administrator to grant a Sign license may be appealed by the Applicant for the Sign license to the Appeals Committee within four (4) business days of being served with a notice of the refusal.
- (2) An owner may, within four (4) business days of being served with a Notice that a Sign license will be suspended or revoked under section 28, appeal the decision of the License Administrator to the Appeals Committee.
- (3) An owner may, within four (4) business days of being served with an Order that was issued by the License Administrator, appeal the Order of the License Administrator to the Appeals Committee.
- (4) For greater certainty, if the License Administrator determines, in his or her sole discretion, that the Temporary Sign is a safety issue, danger or hazard, HRM may, without notice to the owner, remove the Temporary Sign without compensation to the owner.

- 38** An appeal pursuant to section 37 shall be commenced by filing a written notice with the Municipal Clerk which clearly states the grounds for the appeal.

39 If the owner files an appeal, but the Appeals Committee is not scheduled to meet before the date on which the Sign license is to be suspended or revoked, the suspension or revocation shall be held in abeyance until the Appeals Committee has rendered its decision on the appeal.

40 After hearing an appeal, the Appeals Committee may:

- (1) deny the appeal;
- (2) allow the appeal and reverse the decision of the License Administrator; or
- (3) make any decision the License Administrator could have made under this By-law.

Compliance with Order

41 The owner or any other person issued an order shall comply with any Order issued under this By-law.

PART VIII: PENALTY

Penalty

42

- (1) A person who:
 - (a) violates or contravenes a provision of this By-law, a license issued in accordance with this By-law or an Order issued in accordance with this By-law;
 - (b) fails to do anything required by this By-law;
 - (c) fails to do anything required by an Order or license issued pursuant to this By-law;
 - (d) permits anything to be done in violation of this By-law, a license issued under this By-law or an Order issued in accordance with this By-law; or
 - (e) obstructs or hinders any person in the performance of their duties under this By-law or an Order issued this By-law;

is guilty of an offence.

- (2) A person who commits a first offence is liable upon summary conviction to a penalty of not less than two hundred and fifty dollars and not more than ten thousand dollars and in default of payment, to imprisonment for a term of not more than two months.

43 Every day during which an offence pursuant to section 42 continues is a separate offence.

PART VIII: REPEAL AND EFFECTIVE DATE

Repeal of By-law

44 The following By-law is hereby repealed:

By-Law Number S-800

Effective date of By-law

45 This By-law shall come into force 90 days from the date of publication.

Done and passed in Council this 13th day of January, 2015.

MAYOR

MUNICIPAL CLERK

I, Cathy Mellett, Municipal Clerk for the Halifax Regional Municipality, hereby certify that the above-noted by-law was passed at a meeting of the Halifax Regional Council held on January 13, 2015.

Cathy Mellett
Municipal Clerk

Notice of Motion:
First Reading:
Notice of Public Hearing Publication
Second Reading:
Approval of Service Nova Scotia and Municipal Relations:
Effective Date:

October 7, 2014
October 21, 2014
November 22, 2014
December 9, 2014
N/A
April 17, 2015

Attachment C



BY-LAW NUMBER S-801

A BY-LAW RESPECTING LICENSING OF TEMPORARY SIGNS

**Halifax Regional Municipality
By-law S-801
Respecting Licensing of Temporary Signs**

BE IT ENACTED by the Council of Halifax Regional Municipality pursuant to Halifax Regional Charter as follows:

PART I: INTERPRETATION

Number and Short Title

- 1** This By-law shall be known as By-law S-801, and may be cited as the “By-law for Temporary Signs”.

Definitions

- 2** In this By-law,
- (a) “Appeals Committee” means the Committee as established by By-law A-100, the Appeals Committee By-law;
 - (b) “Banner” means a non-rigid temporary sign made of cloth, canvas, plastic or other light weight non-rigid material that is used or functions as a sign;
 - (c) “Box Sign” means a sign that has a wooden box-shaped base with an enclosed weighted system, a double-sided sign and a decorative header above the sign face;
 - (d) “Business Site” means a group of businesses which share common site services such as parking and access;
 - (e) “Candidate” means a candidate under the *Municipal Elections Act*, R.S.N.S., 1989, c.300, as amended; *Elections Act*, S.N.S, 2011 c. 5, as amended; *Canada Elections Act*, 2000 S.C., c. 9, as amended;
 - (f) “Community Event” means any of the following:
 - (i) not for profit events,
 - (ii) public information meetings,
 - (iii) festivals,
 - (iv) performances,
 - (v) sport activities,
 - (vi) religious events, or
 - (vii) cultural events;
 - (g) “Daylighting Triangle” means a triangular area on a corner lot which is formed by front lot line and a flankage lot line and a straight line which intersects 6.1 metres from the corner where they meet;
 - (h) “Election” means:

- (i) a federal, provincial or municipal election;
 - (ii) a Halifax Regional School Board election;
 - (iii) a Conseil scolaire acadien provincial election;
 - (iv) a special election or by-election;
 - (v) a plebiscite; and
 - (vi) a referendum;
- (i) “Election sign” means:
- (i) a sign that promotes a candidate for an election; or
 - (ii) a sign that promotes an approval or disapproval in respect of the question being posed in a referendum or plebiscite;
- (j) “Engineer” means the Engineer of the Municipality and includes a person acting under the supervision and direction of the Engineer;
- (k) “Height” means with reference to a sign, the vertical distance of a sign between the lowest point of grade adjacent or below the sign and the highest point of the sign;
- (l) “HRM” means Halifax Regional Municipality;
- (m) “Inflatable Sign” means a non-rigid, gas or air filled bag or balloon used to advertise or attract attention;
- (n) “Kiosk” means a structure placed on a street within the Municipality for the purpose of posting posters;
- (o) “License Administrator” means the person or persons designated by the Chief Administrative Officer and includes a person acting under the supervision and direction of the License Administrator;
- (p) “Light Standard Banner” means a banner mounted on a light standard located entirely on private property;
- (q) “Light Standard Sign” means a rigid temporary sign mounted on a light standard located entirely on private property;
- (r) “Mobile Sign” means a temporary sign specifically designed or intended to be readily moved, not affixed to a building or foundation and which does not rely on a building or fixed foundation for its structural support;
- (s) “Multiple Resident Sign” means a temporary sign used to advertise leasehold vacancies in buildings with dwelling units;
- (sa) “Multi Special Event Signs” means mobile signs used to advertise a special event not exceeding fourteen (14) calendar days;

- (t) “Municipality” means the Halifax Regional Municipality and HRM;
- (u) “Municipal Property” means a property, other than a street right of way, owned by or under the control of the Municipality or any of its agencies, boards or commissions;
- (v) “Off-Site Sign” means a temporary sign erected and maintained by a person, firm, corporation or business which is intended for display at any location other than the location at which the goods or services advertised are made, manufactured, provided, sold or offered for sale;
- (w) “Owner” in respect of the sign means any person:
 - (i) who placed or installed the sign,
 - (ii) who is in lawful control of the sign,
 - (iii) who is described in the sign,
 - (iv) whose name or telephone number appears on the sign,
 - (v) who is the subject of or otherwise benefits from the message on a sign, or
 - (vi) who owns the property on which the sign is situated;

and for the purposes of this By-law there may be more than one owner of a sign;

- (x) “Peace Officer” means a police officer or a special constable appointed pursuant to the *Police Act*, S.N.S. 2004, c.31;
- (y) “Person” means a natural person, corporation, partnership, an association, firm, agent, trustee, and includes the heirs, executors or other legal representatives of a person, or owner;
- (z) “Personal Message” means a conveyance of expression of a personal opinion, that does not identify, describe, promote, advertise or direct readers to a particular land use, event, sale, or business;
- (aa) “Place” means:
 - (i) affixing, attaching, displaying, erecting or installing; or
 - (ii) causing, arranging or directing the affixing, attaching, displaying, erecting or installing of a sign;
- (bb) “Poster” means a sign of non-rigid material that uses any colour, form, graphic, illumination, symbol or writing to convey information of any kind to the public;
- (cc) “Poster Collar” means a structure installed on a utility pole or other structure for the purpose of posting posters;
- (dd) “Premises” means a specific property, and may include all buildings and necessary structures thereon, separate businesses, or an individual business, within a multi-tenant building or business site;

- (ee) “Rigid” means a sign face of solid material designed to maintain a flat shape and includes plywood, plastic corrugate, heavy weight cardboard or metal;
- (ff) “Sandwich Board Sign” means a temporary sign, freestanding, intended for use during business hours, constructed in a manner and of materials such that it can be placed or repositioned by an individual without mechanical aid;
- (gg) “Short Term Event” means an event not exceeding seven (7) calendar days;
- (hh) “Sidewalk” means that portion of a street between the curb line and adjacent property line or any part of a street especially set aside for pedestrian travel and separated from the roadway;
- (ii) “Sign” means any structure, medium or device designed to or intended to convey information through the use of words, images, symbols, pictures, logos or any combination thereof for the purpose of providing direction, information, identification, advertisement, business promotion or the promotion of a product, activity, service or idea;
- (jj) “Sign Face” means the area or portion of an advertising structure, including internal holes or vacant spaces, upon which the advertising message is displayed, including those portions used for decoration, outlines or borders. Where letters, logos or images are mounted or hung without backing, the area shall be determined based on the smallest geometric shape which contains the entire advertising message;
- (kk) “Sign License” means a temporary sign license issued under this By-law for the legal placement of a sign;
- (ll) “Street” means all HRM streets, roads, lanes, sidewalks, thoroughfares, bridges and squares, and all curbs, gutters, culverts, and retaining walls in connection therewith and without restricting the generality of the foregoing includes the full right-of-way width;
- (mm) “Temporary Sign” means a sign that is not intended, by its construction, appendage, material or type to be permanent and includes Banners, Box Signs, Inflatable Signs, Mobile Signs, Sandwich Board Signs, Community Event Signs, Posters, Election Signs, and Third Party Signs as defined herein, and all other signs which are not permanent;
- (nn) “Third Party Sign” means a temporary sign that directs attention to a business, profession, activity, commodity, service or entertainment, conducted, sold, promoted or offered elsewhere than on the premises where such sign is located or within the building to which such sign is affixed, but excludes sign manufacturer’s identification plates on temporary signs and Community Event Signs; and

- (oo) “Utility Pole” means a pole installed on a street by the Municipality or a public utility and includes a decorative lamp post, streetlight pole and traffic control signal pole but does not include a privately owned pole.

Applicability

3

- (1) This By-law shall apply to all temporary signs in the Municipality. Subject to subsection (3), where the provisions of this By-law conflict with any other By-law, enactment, ordinance, and statutes of the Municipality, the more restrictive provisions shall prevail unless otherwise stated herein.
- (2) Except as otherwise permitted by the provisions of this By-law, or a Streets and Services Permit, temporary signs are permitted only on lands zoned or otherwise designated by a Land Use By-law for the proposed use which the sign is intended to advertise or promote.
- (3) Where the same words are defined in more than one By-law, the definitions in this By-law shall apply for the purposes of administering this By-law.
- (4) This By-law shall not apply to signs for municipal purposes.
- (5) This By-law shall not apply to a personal message.

Powers of License Administrator

4 The License Administrator is authorized and empowered to:

- (1) grant a sign license;
- (2) refuse to grant a sign license;
- (3) suspend a sign license;
- (4) revoke a sign license;
- (5) issue the owner a Notice to comply with this By-law; and
- (6) issue the owner an Order to comply with this By-law.

PART II: LICENSING

Application for Sign License

5

- (1) The applicant for a Sign License shall complete an application in a form prescribed by the License Administrator.

- (2) A separate application shall be made for each Sign License.
- (3) An application for a Sign License shall include:
 - (a) the name of the applicant, and:
 - (i) if the applicant is a natural person, it must be signed by him or her; or
 - (ii) if the applicant is a corporation, organization, society or other body, it must be signed by a director or officer who has the authority to bind the corporation, organization, society or other body;
 - (b) a written consent from the owner of the premises, if other than the applicant;
 - (c) a Certificate of Insurance evidencing proof of insurance and pursuant to Section 15(6) of this By-Law;
 - (d) a site plan that shows:
 - (i) the location and type of the proposed sign in relation to curb and sidewalk, if applicable,
 - (ii) edge of travel way and property lines, buildings, landscaped areas, parking, driveways, adjacent streets, and
 - (iii) any other Sign;
 - (e) plan, drawn to a metric scale, showing the graphic design and construction materials of the proposed sign;
 - (f) written permission by the property owner or approved management company for a Third Party Sign;
 - (g) duration of the sign placement;
 - (h) payment of fees according to the provisions of Administrative Order No. 15, excepting fees shall be waived for community events;
 - (i) any other information required by the License Administrator to evaluate the application under the terms of this By-law.

Refusal to Grant a Sign License

6 The License Administrator shall refuse to grant a Sign License if:

- (1) the application is incomplete or contains false or misleading information;

- (2) the proposed sign does not comply with the requirements of this By-law; or
- (3) the proposed sign would present a risk of harm to the health or safety of the public, or would constitute a nuisance.

Requirements of a Granted Sign License

7

- (1) A Sign License granted by the License Administrator shall:
 - (a) specify the expiry date of the license;
 - (b) be clearly displayed in the bottom right hand corner on the sign for which it was issued; and
 - (c) not be removed, except with the consent of the License Administrator.
- (2) Terms and Conditions of the Sign License shall be provided by the License Administrator.

Transferability of a Granted Sign License

8 A Sign License granted pursuant to this By-law is not transferrable.

PART III: TEMPORARY SIGN REQUIREMENTS AND PROVISIONS

Requirements for a Sign License

9

- (1) Every sign requires a Sign License issued under this By-law, except as herein provided.
- (2) Upon expiry, cancellation, suspension or revocation of a Sign License, the sign shall be removed by the owner.
- (3) The owner of a sign shall keep it in a state of good repair at all times.
- (4) Where any sign:
 - (a) is in a state of disrepair;
 - (b) is in a dangerous condition,
 - (c) is in an unsightly condition, or
 - (d) may be a hazard,the License Administrator may require the owner to remove or repair the sign.

General Provisions

10

- (1) No Sign License shall be issued for a sign not listed in this By-law.
- (2) Unless otherwise provided for in this By-law, no person shall place or permit a sign that:
 - (a) advertises or intends to advertise a company that is no longer in business or a product or service that is no longer available;
 - (b) advertises a premises other than that for which the license has been issued;
 - (c) is unsupported or unsecured to the ground or a permanent structure;
 - (d) obstructs or interferes with the view of any motorists or pedestrians;
 - (e) in the opinion of the Engineer may:
 - (i) be confused with any traffic signal light, control sign or device;
 - (ii) obstruct or interfere with the movement of motorists or pedestrians at any street intersection, any driveway street connection, any railway crossing or bridge;
 - (iii) interfere with traffic control or safety;
 - (iv) produce or cause glare to motorists, pedestrians or neighbouring premises; or
 - (v) moves or appears to move;
 - (f) makes use of words, phrases or symbols used in traffic control signs and which, in the opinion of the Engineer, may interfere with traffic control or safety;
 - (g) interferes with any warning or instructional sign;
 - (h) in relation to a building interferes with any ventilation device, emergency exit, required exit, window, door opening, or any wall opening intended as a means of ingress or egress;
 - (i) obstructs any fire hydrant, firefighting hose connection or fire escape;
 - (j) interferes with any surface or underground facilities, conduits or lines for water, sewage, gas, electricity or communication equipment;

- (k) is attached to or interferes with any utility wires, utility poles, light standards, traffic signal poles, trees or supports thereof;
 - (l) is located within a Daylighting Triangle;
 - (m) is located on a center median or island installed within a street;
 - (n) is located on the roof of any building, except for Inflatable Signs;
 - (o) incorporates a strobe light or flashing light;
 - (p) does not have an Sign License affixed to the sign as supplied by the License Administrator at time of issuance;
 - (q) is a Third Party Sign, other than a Community Event Sign;
 - (r) is created by the joining or placement of multiple signs to form a single message.
- (3) Illumination of signs:
- (a) may only be by constant, stationary, shielded light sources, which are solely directed at the sign or are internal to the sign; and
 - (b) shall only be illuminated during hours of operation of the premises to which it relates.
- (4) Mobile Signs are not permitted within the C-1 Zone in Cole Harbour/Westphal Municipal Planning Strategy boundary within the C-1 Zone except for community events as per Section 12(7).
- (5) Mobile Signs are not permitted within the Downtown Dartmouth Secondary Planning Strategy boundary within any zone except for community events as per Section 12(7).
- (6) Box Signs shall not be permitted in areas zoned C-1 within the Cole Harbour/Westphal Municipal Planning Strategy, the Bedford Municipal Planning Strategy, and the Downtown Dartmouth Secondary Planning Strategy.
- (7) Mobile Signs shall be permitted only once per business for a maximum period of sixty days for new business openings, within a commercial and industrial zone within the boundaries of the Bedford Municipality Planning Strategy.

PART IV: SIGNS ON PRIVATE PROPERTY

- 11 Unless otherwise provided, a sign shall only be permitted on private property subject to the applicable land use regulations and requirements herein.

Signs requiring a Sign License

- 12 A Sign License is required for the following signs on private property:

Inflatable Sign

- (1) A license for an Inflatable sign may be issued for a period not exceeding one (1) year provided that:

(a) ~~such sign shall not be placed for a period exceeding 30 consecutive calendar days; Repealed~~

(b) ~~no more than one license will be issued within a 60 calendar day period; and Repealed~~

(c) ~~there is no more than one per premises. Repealed~~

(aa) there shall be no more than two (2) inflatable signs permitted on a parcel of land less that two (2) acres; and

(bb) there shall be nor more than four (4) inflatable signs permitted on a parcel of land of two (2) or more acres.

Banner

- (2) A license for a Banner may be issued provided that:
- (a) such sign shall not be placed for a period exceeding 30 consecutive calendar days;
 - (b) no more than one license will be issued within a 60 calendar day period;
 - (c) such sign shall not exceed a maximum of ten percent coverage of the building wall;
 - (d) such sign shall not be affixed to natural objects including trees, stone, retaining walls, and fences; and
 - (e) there is no more than one per premises.

Mobile Sign

- (3) A license for a Mobile Sign may be issued for a period not exceeding one (1) year provided:
- (a) it has a maximum of two surfaces which shall be back to back, and the sign area of each surface shall not exceed 4.64 square metres (50 square feet) per surface;
 - (b) it shall not exceed 3.0 metres (10 feet) in height;
 - (c) it is:
 - (i) on a street where there is an existing curb, be set back a minimum of 4.6 metres (15 feet) from the inside of the curb;
 - (ii) on a street where there is no curb, be located no closer than 7.0 metres (23 feet) from the edge of the pavement or travelled way; and
 - (iii) in no case shall the sign be located within the street right-of-way;
 - (d) where the street right-of-way boundary is located closer than the setbacks as stipulated herein, the License Administrator may reduce the setback;
 - (e) it is separated a minimum of ~~38~~ 30.5 metres (~~125~~ 100 feet) from any other Mobile or Box Sign; and
 - (f) it shall incorporate a full frame system or equivalent which utilizes pre-formed concrete weights or other acceptable materials for stability but shall not include a fixed foundation nor use sandbags or other loose weights on frame legs.

Box Signs

- (4) A license for a Box Sign may be issued for a period not exceeding (1) one year provided:
- (a) it has a maximum of two surfaces which shall be back to back, and the sign area of each surface shall not exceed 4.64 square metres (50 square feet) per surface;
 - (b) it shall not exceed 3.6 metres (12 feet) in height including a header which may include the permanent name or logo of the business advertised;
 - (c) it is:

- (i) on a street where there is an existing curb, be set back a minimum of 4.6 metres (15 feet) from the inside of the curb;
- (ii) on a street where there is no curb, be located no closer than 7.0 metres (23 feet) from the edge of the pavement or travelled way; and
- (ii) in no case shall the sign be located within the street right-of-way;
- (d) where the street right-of-way boundary is located closer than the setbacks as stipulated herein, the License Administrator may reduce the setback;
- (e) it is separated a minimum of 38 30.5 metres (425 100 feet) from any Mobile or other Box Sign; and
- (f) it incorporates an enclosed weighted system as its support with the sign surface forming part of the enclosed weighted system but shall not be a Mobile Sign with the support legs situated within the enclosed weighted system.

Multiple Resident Signs

- (5) A Sign License for a Multiple Resident Sign may be issued for a period of ~~thirty (30)~~ sixty (60) days twice per year provided that:
 - (a) it is on private property;
 - (b) it does not exceed 3.0 metres (10 feet) in height;
 - (c) it is sited as required under this By-law;
 - (d) only one sign per property per street frontage is employed;
 - (e) it advertises the rental of units only on the property for which the license has been issued;
 - (f) it is not located within the daylighting triangle for corner lots;
 - (g) it is not used in conjunction with a Short Term Event Sign;
 - (h) there is a minimum separation distance of 20 feet from any other sign on the property; and
 - (i) it is for an apartment building containing more than 50 units.

Off-Site Signs

- (6) An off-site sign:

- (a) may be licensed for a commercial enterprise subject to the approval of the required application and submission of the prescribed fee;
- (b) shall be a box sign or mobile sign and placed in accordance with subsection 12(3) or (4);
- (c) shall be permitted on a vacant lot only, such lot being owned by the person placing the sign; and
- (d) is located on a lot which directly abuts or is directly across a street from the lot containing the business.

Signs for Community Events

- (7) A Sign License for a sign advertising a Community Event, other than a license for box signs under subsection 12(4), may be issued provided the sign is not placed for a period exceeding sixty (60) calendar days.

Multi Special Event Signs

- (8) A Sign License for Multi Special Event Signs on private property may be issued provided that:
 - (a) parcels of land over four (4) acres - permit up to a maximum of ten (10) signs per license;
 - (b) parcels of land from two (2) to four (4) acres - permit up to a maximum of five (5) signs per license;
 - (c) signs shall meet the following criteria:
 - (i) meet siting criteria of this By-law;
 - (ii) shall not exceed fourteen (14) days per license;
 - (iii) not exceed 3.0 metres (10 feet) in height from established grade;
 - (iv) only advertise the business for which the license has been issued;
 - (v) not be located within the daylighting triangle for corner lots;
 - (vi) not be permitted in conjunction with a Short Term Event Sign;
 - (vii) be permitted only 2 times per year per property; and
 - (viii) minimum separation distance of ten (10) feet between signs.

Signs that do not require a Sign License

- 13** A Sign License is not required for the following sign types placed on private property subject to the conditions set out for each sign type.

Sandwich Board

- (1) A Sign License for a Sandwich Board is not required provided that:
- (a) such sign does not have more than two faces in total, with a maximum dimension of 0.8 metres (2.6 feet) in width and 1.2 metres (4.0 feet) in height per face;
 - (b) such sign shall not exceed more than one per premises; and
 - (c) such sign shall only be displayed during business hours.

Signs for Short Term Events

- (2) A Sign License for a sign advertising a Short Term Event is not required provided:
- (a) HRM is notified 24 hours in advance of:
 - (i) the proposed location of the sign,
 - (ii) the type of sign, and
 - (iii) sufficient information to identify the sign, such as the event advertised or a business name; and
 - (b) the sign:
 - (i) is separated from all other signs by a minimum of 6 metres (20 feet),
 - (ii) is limited to two per property at any time,
 - (iii) has an area not to exceed 4.64 square metres (50 square feet) per surface,
 - (iv) is limited to one per premises to a maximum of six times per year,
 - (v) is placed for a period not exceeding seven (7) calendar days, and
 - (vi) is removed on the first business day following the event.

Light Standard Signs and Banners

- (3) A Sign License for Light Standard Signs or Light Standard Banners is not required provided that such signs and banners do not exceed 0.56 square metres (6 square feet) per surface.

- 13A** For greater certainty, a Sign License is not available for sandwich boards, short term event signs, light standard signs or light standards banners placed on private property that do not conform with the conditions for each sign type as set out in section 13.

PART V: SIGNS ON MUNICIPAL PROPERTY

Signs on Municipal Property

14

- (1) No person shall place or permit to be placed, any sign on Municipal property unless it is a sign for a Community Event.
- (2) A sign for a Community Event placed on Municipal property:
 - (a) requires a Sign License; and
 - (b) shall not be placed for more than sixty (60) days.

Signs in the Street Right of Way

15

A Sign License for a sign in the street right of way may be issued for a period not exceeding one (1) year provided that:

- (1) such signs are restricted to sandwich boards;
- (2) such signs shall not exceed one per premises;
- (3) such sign shall conform to the following requirements:
 - (a) does not obstruct pedestrians or constitute a hazard,
 - (b) does not exceed 0.6 metres (2.0 feet) in width and 0.9 metres (3.0 feet) in height,
 - (c) does not have moving parts, display lights, or require electrical power,
 - (d) is displayed only during business hours,
 - (e) is located such that a minimum of 2.1 metres (7 feet) of sidewalk remain clear of all obstructions for pedestrian use,
 - (f) is be placed a minimum 0.45 metres (1 ½ feet) from the face of curb, and
 - (g) is located directly in front of the premises being advertised;
- (4) when used as signage for a Community Event, such sign shall be placed for a period not to exceed thirty (30) calendar days;

- (5) a sandwich board sign that exceeds the size requirements of Section 15(3)(b) of this By-law may be permitted:
 - (a) where all other requirements of the By-law are satisfied,
 - (b) no part of a sandwich board sign shall project further than 75mm (3 inches) from the exterior wall or face of the building, and
 - (c) it is secured or restrained to the building to prevent movement of the sign;
- (6) an applicant for a license to place a sandwich board sign in a street right of way shall secure and maintain Commercial General Liability insurance:
 - (a) evidencing minimum limits of two million dollars (\$2,000,000) per occurrence,
 - (b) such insurance shall indemnify the Halifax Regional Municipality, it's Mayor, Councillors, Employees and Agents from any and all loss, injury, claims, suits and costs (including Solicitor) made as a result of the placement or maintenance of the sign,
 - (c) that shall be name Halifax Regional Municipality as an Additional Insured, and
 - (d) proof of the required insurance must be provided with the application for a Sign License; and
- (7) the owner shall provide HRM with annual renewal Certificates Of Insurance and any notice of cancellation or material change.

Posters

16 A Poster that complies with this By-law may be erected or displayed without a license.

17 Except as authorized by By-law, no person shall erect, attach, place or display, or cause or permit to be erected, attached, placed or displayed, any poster on, over or to any structure or thing, located on property owned by the Municipality including but not limited to:

- (1) Parking meters,
- (2) Parking and traffic signs, including the vertical support posts,
- (3) Street litter disposal containers,
- (4) Newspaper boxes,
- (5) Traffic control devises and signal control boxes,

- (6) Trees,
- (7) Street furniture,
- (8) Bus shelters,
- (9) Bicycle racks,
- (10) Fire hydrants,
- (11) Post boxes,
- (12) Phone booths and call stations,
- (13) Switching cabinets,
- (14) Utility poles, and
- (15) Privately owned poles.

18 Despite Section 17, a person may erect, attach, place or display, or cause or permit to be erected, attached, placed or displayed posters on a utility pole located on a street if:

- (1) the poster is no more than 28 centimetres by 43.5 centimetres (11 inches by 17 inches) in size;
- (2) the poster consists only of lightweight cardboard or paper;
- (3) the poster is securely attached flush to the surface of the utility pole using staples or removable tape and no other method of affixing the poster to the utility pole is used;
- (4) the poster is placed no higher than two metres (6.5 feet) above the ground;
- (5) the poster includes the date of posting **or date of the event** on the front of the poster;
- (6) the poster is displayed for not more than ~~the earlier of:~~
 - (i) thirty days **prior to the first day of the advertised event**, ~~or~~ **and**
 - (ii) five days after the end of the advertised event, ~~if any~~;
- (7) not more than one poster conveying essentially identical information is posted on the same utility pole;
- (8) the poster faces towards the property fronting on the street and away from the portion of the street ordinarily used by vehicles; and

- (9) the poster includes valid contact information for at least one owner of the poster.

18A No person shall place, or caused to be placed, a poster that covers all or part of another or an existing poster.

19 In addition to the restrictions set out in Section 18, no person shall erect, attach, place or display, or cause or permit to be erected, attached, placed or displayed, a poster:

- (1) on or within any traffic island or median;
- (2) on a utility pole within 200 25 metres (~~656~~ 82 feet) of a kiosk or poster collar;
- (3) in such a manner as to:
 - (a) be a hazard or dangerous to vehicular or pedestrian traffic, as determined by the License Administrator or the Engineer,
 - (b) cause any damage to Municipal property, or
 - (c) become unsightly.

20 A poster shall be removed after the duration allowed in subsection 18(6) by the owner of the poster, or the authorized agent of such person.

21 The Municipality or the owner of the utility pole may, at any time and without notice, remove any poster from a utility pole in the course of periodic cleaning or maintenance operations.

22 The Municipality may, at any time and without notice, remove any poster that is displayed in contravention of this By-law.

23 A poster removed under sections 21 or 22 may be destroyed or otherwise disposed of by the Municipality or the owner of the utility pole without notice or compensation to any person who has an interest in the poster.

PART VI: ELECTION SIGNS

24 A Sign License is not required for election signs.

25 Except as provided for herein, election signs are not permitted on Municipal property.

26 Part VIII of the By-law applies to election signs.

Placement of election signs in the Street Right of Way

27 Election Signs are permitted within the street right of way if the following conditions are met:

- (1) such signs shall be no larger than 1.5 square metres (16 square feet) in area;
- (2) such signs shall be less than 2 metres (6.5 feet) in height, as measured from the top of the sign;
- (3) such signs shall not overhang the sidewalk or travelled portion of the street;
- (4) with respect to a municipal election such sign shall not be erected:
 - (a) for a regular election, until September 1 in the year of the election, and
 - (b) for a special election held pursuant to section 13 of the *Municipal Elections Act*, until the Council names a day for the special election;
- (5) with respect to a provincial or federal election such signs shall not be erected until the day the writ of election is issued;
- (6) with respect to a referendum under the *Referendum Act*, S.C. 1002, c. 30, such signs shall not be erected until the day the writ of referendum is issued; and
- (7) election signs shall not be placed within the street right of way abutting a Municipal property.

PART VII: ADMINISTRATIVE PROVISIONS

Suspension or Revocation of a Granted Sign License

28 The License Administrator may suspend or revoke a Sign license if:

- (1) the owner fails to comply with a term or condition of the Sign License;
- (2) the owner is convicted by a court of an offence under this By-law;
- (3) the sign,
 - (a) would be a risk to the health or safety of the public, or
 - (b) would constitute a nuisance;
- (4) the license holder fails to keep insurance pursuant to this By-law.

29 Notwithstanding sections 37 and 39, a suspension pursuant to section 28(4) shall continue until:

- (1) the license holder provides satisfactory proof that insurance has been reinstated or renewed;

- (2) the Sign License expires; or
- (3) the Sign License is revoked pursuant to subsection 28(4).

Sign Removal

- 30** The owner shall, on or before the expiration of the Sign License, and at his or her sole expense, remove the Sign.
- 31** Notwithstanding sections 33(3) and 39, if the License Administrator determines in his or her sole discretion, that the sign is an immediate safety issue, danger or hazard, HRM may, without notice and without compensating the owner remove the Sign and remedy the safety issue, danger or hazard.
- 32** The License Administrator may issue an Order to the owner that the owner shall, at his or her sole expense, remove the sign if an owner's Sign License is suspended or revoked.
- 33** The License Administrator may cause the sign to be removed if:
 - (1) the owner does not remove the sign on or before the expiration of the Sign License term;
 - (2) the owner does not comply with an Order to remove the sign issued under section 28(1), within five (5) business days of being served with the Order; or
 - (3) the owner does not comply with an Order to remove the sign issued under section 28(3), within two (2) business days of being served with the Order.

Cost of Work

- 34** If the Council, a committee, the License Administrator or another employee of the HRM causes work to be done pursuant to sections 31, 33 or 40 the owner shall be fully responsible for the cost of the work, with interest at the rate determined by the Council, by policy, from the date of the completion of the work until the date of payment.
- 35** In addition to any other remedies at law, if the Council, a committee, the License Administrator or another employee of the HRM causes work to be done pursuant to this By-law, the cost of the work, with interest at the rate determined by the Council, by policy, from the date of the completion of the work until the date of payment, is a first lien on the principle use property upon which, or for the benefit of which, the work was done.

Service

- 36**
 - (1) Any Notice, Order, decision or other document required to be served under this By-law may be served personally, by mailing it to the person at the latest address shown on the assessment roll or the application for the Sign license, by electronic mail or by facsimile.

- (2) A Notice, Order, decision or other document is deemed to have been served on the third day after it was sent.

Appeals

37

- (1) The refusal by the License Administrator to grant a Sign license may be appealed by the Applicant for the Sign license to the Appeals Committee within four (4) business days of being served with a notice of the refusal.
- (2) An owner may, within four (4) business days of being served with a Notice that a Sign license will be suspended or revoked under section 28, appeal the decision of the License Administrator to the Appeals Committee.
- (3) An owner may, within four (4) business days of being served with an Order that was issued by the License Administrator, appeal the Order of the License Administrator to the Appeals Committee.
- (4) For greater certainty, if the License Administrator determines, in his or her sole discretion, that the Temporary Sign is a safety issue, danger or hazard, HRM may, without notice to the owner, remove the Temporary Sign without compensation to the owner.

38 An appeal pursuant to section 37 shall be commenced by filing a written notice with the Municipal Clerk which clearly states the grounds for the appeal.

39 If the owner files an appeal, but the Appeals Committee is not scheduled to meet before the date on which the Sign license is to be suspended or revoked, the suspension or revocation shall be held in abeyance until the Appeals Committee has rendered its decision on the appeal.

40 After hearing an appeal, the Appeals Committee may:

- (1) deny the appeal;
- (2) allow the appeal and reverse the decision of the License Administrator; or
- (3) make any decision the License Administrator could have made under this By-law.

Compliance with Order

41 The owner or any other person issued an order shall comply with any Order issued under this By-law.

PART VIII: PENALTY

Penalty

42

- (1) A person who:

- (a) violates or contravenes a provision of this By-law, a license issued in accordance with this By-law or an Order issued in accordance with this By-law;
- (b) fails to do anything required by this By-law;
- (c) fails to do anything required by an Order or license issued pursuant to this By-law;
- (d) permits anything to be done in violation of this By-law, a license issued under this By-law or an Order issued in accordance with this By-law; or
- (e) obstructs or hinders any person in the performance of their duties under this By-law or an Order issued this By-law;

is guilty of an offence.

- (2) A person who commits a first offence is liable upon summary conviction to a penalty of not less than two hundred and fifty dollars and not more than ten thousand dollars and in default of payment, to imprisonment for a term of not more than two months.

43 Every day during which an offence pursuant to section 42 continues is a separate offence.

PART VIII: REPEAL AND EFFECTIVE DATE

Repeal of By-law

44 The following By-law is hereby repealed:

By-Law Number S-800

Effective date of By-law

45 This By-law shall come into force 90 days from the date of publication.

Done and passed in Council this ____ day of _____, 2014.

MAYOR

MUNICIPAL CLERK

I, Cathy Mellett, Municipal Clerk for the Halifax Regional Municipality, hereby certify that the above-noted by-law was passed at a meeting of the Halifax Regional Council held on _____, 2014.

Cathy Mellett
Municipal Clerk

Attachment D

**HALIFAX REGIONAL MUNICIPALITY
BY-LAW S-803
RESPECTING THE AMENDMENT OF BY-LAW S-801
THE TEMPORARY SIGNS BY-LAW**

BE IT ENACTED by the Council of Halifax Regional Municipality that By-law S-801 is amended as follows:

1. Section 2 is amended by:
 - (a) adding the following definitions after the definition of (s) “Multiple Resident Sign” and before the definition of (t) “Municipality” as follows:
 - (sa) “Multi Special Event Signs” means mobile signs used to advertise a special event not exceeding fourteen (14) calendar days;
2. Section 10 is amended by:
 - (a) adding a period to the end of the subsection (6); and
 - (b) adding the following subsection after subsection (6)
 - (7) Mobile Signs shall be permitted only once per business for a maximum period of sixty days for new business openings, within a commercial and industrial zone within the boundaries of the Bedford Municipality Planning Strategy.
3. Subsection (1) of Section 12 is amended by:
 - (a) adding the words “for a period not exceeding one (1) year” after the word “issued” and before the word “provided”;
 - (b) repealing clause (a);
 - (c) repealing clause (b);
 - (d) repealing clause (c);
 - (e) adding the following clauses after the repealed clause (c) and before subsection (2)
 - (aa) there shall be no more than two (2) inflatable signs permitted on a parcel of land less than two (2) acres; and
 - (bb) there shall be no more than four (4) inflatable signs permitted on a parcel of land of two (2) or more acres.
4. Subsection (3) of Section 12 is amended by:
 - (a) striking out the number “38” in clause (e);
 - (b) adding the number “30.5” after the word “of” and before the word “metres” in clause (e);
 - (c) striking out the number “125” in brackets in clause (e);

- (d) adding the number “100” after the first bracket and before the word “feet” in clause (e).
5. Subsection (4) of Section 12 is amended by:
- (a) striking out the number “38” in clause (e);
 - (b) adding the number “30.5” after the word “of” and before the word “metres” in clause (e);
 - (c) striking out the number “125” in brackets in clause (e);
 - (d) adding the number “100” after the first bracket and before the word “feet” in clause (e).
6. Subsection (5) of Section 12 is amended by:
- (a) striking out the word and bracketed number “thirty (30)” after the word “period” and before the word “days”;
 - (b) adding the word and bracketed number “sixty (60)” after the word “period” and before the word “days”
7. Section 12 is amended by adding the following subsection immediately after subsection (7):

Multi Special Event Signs

- (8) A Sign License for Multi Special Event Signs on private property may be issued provided that:
- (a) parcels of land over four (4) acres - permit up to a maximum of ten (10) signs per license;
 - (b) parcels of land from two (2) to four (4) acres - permit up to a maximum of five (5) signs per license;
 - (c) signs shall meet the following criteria:
 - (i) meet siting criteria of this By-law;
 - (ii) shall not exceed fourteen (14) days per license;
 - (iii) not exceed 3.0 metres (10 feet) in height from established grade;
 - (iv) only advertise the business for which the license has been issued;
 - (v) not be located within the daylighting triangle for corner lots;
 - (vi) not be permitted in conjunction with a Short Term Event Sign;
 - (vii) be permitted only 2 times per year per property; and

(viii) minimum separation distance of ten (10) feet between signs.

8. Section 18 is amended by:
- (a) adding the words “or date of the event” after the word “posting” and before the word “on” in subsection (5);
 - (b) striking the words “the earlier of” after the word “than” and before the colon in subsection (6);
 - (c) adding the words “prior to the first day of the advertised event” after the word “days” and before the comma in clause (i) of subsection (6);
 - (d) striking out the word “or” after the comma at the end of clause (i) of subsection (6);
 - (e) adding the word “and” after the comma at the end of clause (i) of subsection (6);
 - (f) striking out the comma and the words “if any” after the word “event” and before the semicolon in clause (ii) of subsection (6).
9. Adding the following section immediately after Subsection (9) of Section 18 and immediately before Section 19:
- 18A** No person shall place, or caused to be placed, a poster that covers all or part of another or an existing poster.
10. Subsection (2) of Section 19 is amended by:
- (a) striking out the number “200” after the word “within” and before the word “metres”;
 - (b) adding the number “25” after the word “within” and before the word “metres”;
 - (c) striking out the number “656” after the first bracket and before the word “feet”;
 - (d) adding the number “82” after the first bracket and before the word “feet”.

Done and passed in Council this ____ day of _____, 2015.

MAYOR

MUNICIPAL CLERK

I, Cathy Mellett, Municipal Clerk for the Halifax Regional Municipality, hereby certify that the above-noted by-law was passed at a meeting of the Halifax Regional Council held on _____, 2015.

Cathy Mellett
Municipal Clerk

Attachment E



BY-LAW NUMBER S-801

A BY-LAW RESPECTING LICENSING OF TEMPORARY SIGNS

**Halifax Regional Municipality
By-law S-801
Respecting Licensing of Temporary Signs**

BE IT ENACTED by the Council of Halifax Regional Municipality pursuant to Halifax Regional Charter as follows:

PART I: INTERPRETATION

Number and Short Title

- 1** This By-law shall be known as By-law S-801, and may be cited as the “By-law for Temporary Signs”.

Definitions

- 2** In this By-law,
- (a) “Appeals Committee” means the Committee as established by By-law A-100, the Appeals Committee By-law;
 - (b) “Banner” means a non-rigid temporary sign made of cloth, canvas, plastic or other light weight non-rigid material that is used or functions as a sign;
 - (c) “Box Sign” means a sign that has a wooden box-shaped base with an enclosed weighted system, a double-sided sign and a decorative header above the sign face;
 - (d) “Business Site” means a group of businesses which share common site services such as parking and access;
 - (e) “Candidate” means a candidate under the *Municipal Elections Act*, R.S.N.S., 1989, c.300, as amended; *Elections Act*, S.N.S, 2011 c. 5, as amended; *Canada Elections Act*, 2000 S.C., c. 9, as amended;
 - (f) “Community Event” means any of the following:
 - (i) not for profit events,
 - (ii) public information meetings,
 - (iii) festivals,
 - (iv) performances,
 - (v) sport activities,
 - (vi) religious events, or
 - (vii) cultural events;
 - (g) “Daylighting Triangle” means a triangular area on a corner lot which is formed by front lot line and a flankage lot line and a straight line which intersects 6.1 metres from the corner where they meet;
 - (h) “Election” means:

- (i) a federal, provincial or municipal election;
 - (ii) a Halifax Regional School Board election;
 - (iii) a Conseil scolaire acadien provincial election;
 - (iv) a special election or by-election;
 - (v) a plebiscite; and
 - (vi) a referendum;
- (i) “Election sign” means:
 - (i) a sign that promotes a candidate for an election; or
 - (ii) a sign that promotes an approval or disapproval in respect of the question being posed in a referendum or plebiscite;
- (j) “Engineer” means the Engineer of the Municipality and includes a person acting under the supervision and direction of the Engineer;
- (k) “Height” means with reference to a sign, the vertical distance of a sign between the lowest point of grade adjacent or below the sign and the highest point of the sign;
- (l) “HRM” means Halifax Regional Municipality;
- (m) “Inflatable Sign” means a non-rigid, gas or air filled bag or balloon used to advertise or attract attention;
- (n) “Kiosk” means a structure placed on a street within the Municipality for the purpose of posting posters;
- (o) “License Administrator” means the person or persons designated by the Chief Administrative Officer and includes a person acting under the supervision and direction of the License Administrator;
- (p) “Light Standard Banner” means a banner mounted on a light standard located entirely on private property;
- (q) “Light Standard Sign” means a rigid temporary sign mounted on a light standard located entirely on private property;
- (r) “Mobile Sign” means a temporary sign specifically designed or intended to be readily moved, not affixed to a building or foundation and which does not rely on a building or fixed foundation for its structural support;
- (s) “Multiple Resident Sign” means a temporary sign used to advertise leasehold vacancies in buildings with dwelling units;
- (sa) “Multi Special Event Signs” means mobile signs used to advertise a special event not exceeding fourteen (14) calendar days;

- (t) “Municipality” means the Halifax Regional Municipality and HRM;
- (u) “Municipal Property” means a property, other than a street right of way, owned by or under the control of the Municipality or any of its agencies, boards or commissions;
- (v) “Off-Site Sign” means a temporary sign erected and maintained by a person, firm, corporation or business which is intended for display at any location other than the location at which the goods or services advertised are made, manufactured, provided, sold or offered for sale;
- (w) “Owner” in respect of the sign means any person:
 - (i) who placed or installed the sign,
 - (ii) who is in lawful control of the sign,
 - (iii) who is described in the sign,
 - (iv) whose name or telephone number appears on the sign,
 - (v) who is the subject of or otherwise benefits from the message on a sign, or
 - (vi) who owns the property on which the sign is situated;

and for the purposes of this By-law there may be more than one owner of a sign;

- (x) “Peace Officer” means a police officer or a special constable appointed pursuant to the *Police Act*, S.N.S. 2004, c.31;
- (y) “Person” means a natural person, corporation, partnership, an association, firm, agent, trustee, and includes the heirs, executors or other legal representatives of a person, or owner;
- (z) “Personal Message” means a conveyance of expression of a personal opinion, that does not identify, describe, promote, advertise or direct readers to a particular land use, event, sale, or business;
- (aa) “Place” means:
 - (i) affixing, attaching, displaying, erecting or installing; or
 - (ii) causing, arranging or directing the affixing, attaching, displaying, erecting or installing of a sign;
- (bb) “Poster” means a sign of non-rigid material that uses any colour, form, graphic, illumination, symbol or writing to convey information of any kind to the public;
- (cc) “Poster Collar” means a structure installed on a utility pole or other structure for the purpose of posting posters;
- (dd) “Premises” means a specific property, and may include all buildings and necessary structures thereon, separate businesses, or an individual business, within a multi-tenant building or business site;

- (ee) “Rigid” means a sign face of solid material designed to maintain a flat shape and includes plywood, plastic corrugate, heavy weight cardboard or metal;
- (ff) “Sandwich Board Sign” means a temporary sign, freestanding, intended for use during business hours, constructed in a manner and of materials such that it can be placed or repositioned by an individual without mechanical aid;
- (gg) “Short Term Event” means an event not exceeding seven (7) calendar days;
- (hh) “Sidewalk” means that portion of a street between the curb line and adjacent property line or any part of a street especially set aside for pedestrian travel and separated from the roadway;
- (ii) “Sign” means any structure, medium or device designed to or intended to convey information through the use of words, images, symbols, pictures, logos or any combination thereof for the purpose of providing direction, information, identification, advertisement, business promotion or the promotion of a product, activity, service or idea;
- (jj) “Sign Face” means the area or portion of an advertising structure, including internal holes or vacant spaces, upon which the advertising message is displayed, including those portions used for decoration, outlines or borders. Where letters, logos or images are mounted or hung without backing, the area shall be determined based on the smallest geometric shape which contains the entire advertising message;
- (kk) “Sign License” means a temporary sign license issued under this By-law for the legal placement of a sign;
- (ll) “Street” means all HRM streets, roads, lanes, sidewalks, thoroughfares, bridges and squares, and all curbs, gutters, culverts, and retaining walls in connection therewith and without restricting the generality of the foregoing includes the full right-of-way width;
- (mm) “Temporary Sign” means a sign that is not intended, by its construction, appendage, material or type to be permanent and includes Banners, Box Signs, Inflatable Signs, Mobile Signs, Sandwich Board Signs, Community Event Signs, Posters, Election Signs, and Third Party Signs as defined herein, and all other signs which are not permanent;
- (nn) “Third Party Sign” means a temporary sign that directs attention to a business, profession, activity, commodity, service or entertainment, conducted, sold, promoted or offered elsewhere than on the premises where such sign is located or within the building to which such sign is affixed, but excludes sign manufacturer’s identification plates on temporary signs and Community Event Signs; and

- (oo) “Utility Pole” means a pole installed on a street by the Municipality or a public utility and includes a decorative lamp post, streetlight pole and traffic control signal pole but does not include a privately owned pole.

Applicability

3

- (1) This By-law shall apply to all temporary signs in the Municipality. Subject to subsection (3), where the provisions of this By-law conflict with any other By-law, enactment, ordinance, and statutes of the Municipality, the more restrictive provisions shall prevail unless otherwise stated herein.
- (2) Except as otherwise permitted by the provisions of this By-law, or a Streets and Services Permit, temporary signs are permitted only on lands zoned or otherwise designated by a Land Use By-law for the proposed use which the sign is intended to advertise or promote.
- (3) Where the same words are defined in more than one By-law, the definitions in this By-law shall apply for the purposes of administering this By-law.
- (4) This By-law shall not apply to signs for municipal purposes.
- (5) This By-law shall not apply to a personal message.

Powers of License Administrator

4 The License Administrator is authorized and empowered to:

- (1) grant a sign license;
- (2) refuse to grant a sign license;
- (3) suspend a sign license;
- (4) revoke a sign license;
- (5) issue the owner a Notice to comply with this By-law; and
- (6) issue the owner an Order to comply with this By-law.

PART II: LICENSING

Application for Sign License

5

- (1) The applicant for a Sign License shall complete an application in a form prescribed by the License Administrator.

- (2) A separate application shall be made for each Sign License.
- (3) An application for a Sign License shall include:
 - (a) the name of the applicant, and:
 - (i) if the applicant is a natural person, it must be signed by him or her; or
 - (ii) if the applicant is a corporation, organization, society or other body, it must be signed by a director or officer who has the authority to bind the corporation, organization, society or other body;
 - (b) a written consent from the owner of the premises, if other than the applicant;
 - (c) a Certificate of Insurance evidencing proof of insurance and pursuant to Section 15(6) of this By-Law;
 - (d) a site plan that shows:
 - (i) the location and type of the proposed sign in relation to curb and sidewalk, if applicable,
 - (ii) edge of travel way and property lines, buildings, landscaped areas, parking, driveways, adjacent streets, and
 - (iii) any other Sign;
 - (e) plan, drawn to a metric scale, showing the graphic design and construction materials of the proposed sign;
 - (f) written permission by the property owner or approved management company for a Third Party Sign;
 - (g) duration of the sign placement;
 - (h) payment of fees according to the provisions of Administrative Order No. 15, excepting fees shall be waived for community events;
 - (i) any other information required by the License Administrator to evaluate the application under the terms of this By-law.

Refusal to Grant a Sign License

6 The License Administrator shall refuse to grant a Sign License if:

- (1) the application is incomplete or contains false or misleading information;

- (2) the proposed sign does not comply with the requirements of this By-law; or
- (3) the proposed sign would present a risk of harm to the health or safety of the public, or would constitute a nuisance.

Requirements of a Granted Sign License

7

- (1) A Sign License granted by the License Administrator shall:
 - (a) specify the expiry date of the license;
 - (b) be clearly displayed in the bottom right hand corner on the sign for which it was issued; and
 - (c) not be removed, except with the consent of the License Administrator.
- (2) Terms and Conditions of the Sign License shall be provided by the License Administrator.

Transferability of a Granted Sign License

8 A Sign License granted pursuant to this By-law is not transferrable.

PART III: TEMPORARY SIGN REQUIREMENTS AND PROVISIONS

Requirements for a Sign License

9

- (1) Every sign requires a Sign License issued under this By-law, except as herein provided.
- (2) Upon expiry, cancellation, suspension or revocation of a Sign License, the sign shall be removed by the owner.
- (3) The owner of a sign shall keep it in a state of good repair at all times.
- (4) Where any sign:
 - (a) is in a state of disrepair;
 - (b) is in a dangerous condition,
 - (c) is in an unsightly condition, or
 - (d) may be a hazard,the License Administrator may require the owner to remove or repair the sign.

General Provisions

10

- (1) No Sign License shall be issued for a sign not listed in this By-law.
- (2) Unless otherwise provided for in this By-law, no person shall place or permit a sign that:
 - (a) advertises or intends to advertise a company that is no longer in business or a product or service that is no longer available;
 - (b) advertises a premises other than that for which the license has been issued;
 - (c) is unsupported or unsecured to the ground or a permanent structure;
 - (d) obstructs or interferes with the view of any motorists or pedestrians;
 - (e) in the opinion of the Engineer may:
 - (i) be confused with any traffic signal light, control sign or device;
 - (ii) obstruct or interfere with the movement of motorists or pedestrians at any street intersection, any driveway street connection, any railway crossing or bridge;
 - (iii) interfere with traffic control or safety;
 - (iv) produce or cause glare to motorists, pedestrians or neighbouring premises; or
 - (v) moves or appears to move;
 - (f) makes use of words, phrases or symbols used in traffic control signs and which, in the opinion of the Engineer, may interfere with traffic control or safety;
 - (g) interferes with any warning or instructional sign;
 - (h) in relation to a building interferes with any ventilation device, emergency exit, required exit, window, door opening, or any wall opening intended as a means of ingress or egress;
 - (i) obstructs any fire hydrant, firefighting hose connection or fire escape;
 - (j) interferes with any surface or underground facilities, conduits or lines for water, sewage, gas, electricity or communication equipment;

- (k) is attached to or interferes with any utility wires, utility poles, light standards, traffic signal poles, trees or supports thereof;
 - (l) is located within a Daylighting Triangle;
 - (m) is located on a center median or island installed within a street;
 - (n) is located on the roof of any building, except for Inflatable Signs;
 - (o) incorporates a strobe light or flashing light;
 - (p) does not have an Sign License affixed to the sign as supplied by the License Administrator at time of issuance;
 - (q) is a Third Party Sign, other than a Community Event Sign;
 - (r) is created by the joining or placement of multiple signs to form a single message.
- (3) Illumination of signs:
- (a) may only be by constant, stationary, shielded light sources, which are solely directed at the sign or are internal to the sign; and
 - (b) shall only be illuminated during hours of operation of the premises to which it relates.
- (4) Mobile Signs are not permitted within the C-1 Zone in Cole Harbour/Westphal Municipal Planning Strategy boundary within the C-1 Zone except for community events as per Section 12(7).
- (5) Mobile Signs are not permitted within the Downtown Dartmouth Secondary Planning Strategy boundary within any zone except for community events as per Section 12(7).
- (6) Box Signs shall not be permitted in areas zoned C-1 within the Cole Harbour/Westphal Municipal Planning Strategy, the Bedford Municipal Planning Strategy, and the Downtown Dartmouth Secondary Planning Strategy.
- (7) Mobile Signs shall be permitted only once per business for a maximum period of sixty days for new business openings, within a commercial and industrial zone within the boundaries of the Bedford Municipality Planning Strategy.

PART IV: SIGNS ON PRIVATE PROPERTY

- 11** Unless otherwise provided, a sign shall only be permitted on private property subject to the applicable land use regulations and requirements herein.

Signs requiring a Sign License

- 12** A Sign License is required for the following signs on private property:

Inflatable Sign

- (1) A license for an Inflatable sign may be issued for a period not exceeding one (1) year provided that:
- (a) Repealed
 - (b) Repealed
 - (c) Repealed
 - (aa) there shall be no more than two (2) inflatable signs permitted on a parcel of land less than two (2) acres; and
 - (bb) there shall be no more than four (4) inflatable signs permitted on a parcel of land of two (2) or more acres.

Banner

- (2) A license for a Banner may be issued provided that:
- (a) such sign shall not be placed for a period exceeding 30 consecutive calendar days;
 - (b) no more than one license will be issued within a 60 calendar day period;
 - (c) such sign shall not exceed a maximum of ten percent coverage of the building wall;
 - (d) such sign shall not be affixed to natural objects including trees, stone, retaining walls, and fences; and
 - (e) there is no more than one per premises.

Mobile Sign

- (3) A license for a Mobile Sign may be issued for a period not exceeding one (1) year provided:
- (a) it has a maximum of two surfaces which shall be back to back, and the sign area of each surface shall not exceed 4.64 square metres (50 square feet) per surface;

- (b) it shall not exceed 3.0 metres (10 feet) in height;
- (c) it is:
 - (i) on a street where there is an existing curb, be set back a minimum of 4.6 metres (15 feet) from the inside of the curb;
 - (ii) on a street where there is no curb, be located no closer than 7.0 metres (23 feet) from the edge of the pavement or travelled way; and
 - (iii) in no case shall the sign be located within the street right-of-way;
- (d) where the street right-of-way boundary is located closer than the setbacks as stipulated herein, the License Administrator may reduce the setback;
- (e) it is separated a minimum of 30.5 metres (100 feet) from any other Mobile or Box Sign; and
- (f) it shall incorporate a full frame system or equivalent which utilizes pre-formed concrete weights or other acceptable materials for stability but shall not include a fixed foundation nor use sandbags or other loose weights on frame legs.

Box Signs

- (4) A license for a Box Sign may be issued for a period not exceeding (1) one year provided:
 - (a) it has a maximum of two surfaces which shall be back to back, and the sign area of each surface shall not exceed 4.64 square metres (50 square feet) per surface;
 - (b) it shall not exceed 3.6 metres (12 feet) in height including a header which may include the permanent name or logo of the business advertised;
 - (c) it is:
 - (i) on a street where there is an existing curb, be set back a minimum of 4.6 metres (15 feet) from the inside of the curb;
 - (ii) on a street where there is no curb, be located no closer than 7.0 metres (23 feet) from the edge of the pavement or travelled way; and
 - (ii) in no case shall the sign be located within the street right-of-way;
 - (d) where the street right-of-way boundary is located closer than the setbacks as stipulated herein, the License Administrator may reduce the setback;

- (e) it is separated a minimum of 30.5 metres (100 feet) from any Mobile or other Box Sign; and
- (f) it incorporates an enclosed weighted system as its support with the sign surface forming part of the enclosed weighted system but shall not be a Mobile Sign with the support legs situated within the enclosed weighted system.

Multiple Resident Signs

- (5) A Sign License for a Multiple Resident Sign may be issued for a period of sixty (60) days twice per year provided that:
 - (a) it is on private property;
 - (b) it does not exceed 3.0 metres (10 feet) in height;
 - (c) it is sited as required under this By-law;
 - (d) only one sign per property per street frontage is employed;
 - (e) it advertises the rental of units only on the property for which the license has been issued;
 - (f) it is not located within the daylighting triangle for corner lots;
 - (g) it is not used in conjunction with a Short Term Event Sign;
 - (h) there is a minimum separation distance of 20 feet from any other sign on the property; and
 - (i) it is for an apartment building containing more than 50 units.

Off-Site Signs

- (6) An off-site sign:
 - (a) may be licensed for a commercial enterprise subject to the approval of the required application and submission of the prescribed fee;
 - (b) shall be a box sign or mobile sign and placed in accordance with subsection 12(3) or (4);
 - (c) shall be permitted on a vacant lot only, such lot being owned by the person placing the sign; and
 - (d) is located on a lot which directly abuts or is directly across a street from the lot containing the business.

Signs for Community Events

- (7) A Sign License for a sign advertising a Community Event, other than a license for box signs under subsection 12(4), may be issued provided the sign is not placed for a period exceeding sixty (60) calendar days.

Multi Special Event Signs

- (8) A Sign License for Multi Special Event Signs on private property may be issued provided that:
- (a) parcels of land over four (4) acres - permit up to a maximum of ten (10) signs per license;
 - (b) parcels of land from two (2) to four (4) acres - permit up to a maximum of five (5) signs per license;
 - (c) signs shall meet the following criteria:
 - (i) meet siting criteria of this By-law;
 - (ii) shall not exceed fourteen (14) days per license;
 - (iii) not exceed 3.0 metres (10 feet) in height from established grade;
 - (iv) only advertise the business for which the license has been issued;
 - (v) not be located within the daylighting triangle for corner lots;
 - (vi) not be permitted in conjunction with a Short Term Event Sign;
 - (vii) be permitted only 2 times per year per property; and
 - (viii) minimum separation distance of ten (10) feet between signs.

Signs that do not require a Sign License

- 13** A Sign License is not required for the following sign types placed on private property subject to the conditions set out for each sign type.

Sandwich Board

- (1) A Sign License for a Sandwich Board is not required provided that:
- (a) such sign does not have more than two faces in total, with a maximum dimension of 0.8 metres (2.6 feet) in width and 1.2 metres (4.0 feet) in height per face;

- (b) such sign shall not exceed more than one per premises; and
- (c) such sign shall only be displayed during business hours.

Signs for Short Term Events

- (2) A Sign License for a sign advertising a Short Term Event is not required provided:
 - (a) HRM is notified 24 hours in advance of:
 - (i) the proposed location of the sign,
 - (ii) the type of sign, and
 - (iii) sufficient information to identify the sign, such as the event advertised or a business name; and
 - (b) the sign:
 - (i) is separated from all other signs by a minimum of 6 metres (20 feet),
 - (ii) is limited to two per property at any time,
 - (iii) has an area not to exceed 4.64 square metres (50 square feet) per surface,
 - (iv) is limited to one per premises to a maximum of six times per year,
 - (v) is placed for a period not exceeding seven (7) calendar days, and
 - (vi) is removed on the first business day following the event.

Light Standard Signs and Banners

- (3) A Sign License for Light Standard Signs or Light Standard Banners is not required provided that such signs and banners do not exceed 0.56 square metres (6 square feet) per surface.

13A For greater certainty, a Sign License is not available for sandwich boards, short term event signs, light standard signs or light standards banners placed on private property that do not conform with the conditions for each sign type as set out in section 13.

PART V: SIGNS ON MUNICIPAL PROPERTY

Signs on Municipal Property

14

- (1) No person shall place or permit to be placed, any sign on Municipal property unless it is a sign for a Community Event.

- (2) A sign for a Community Event placed on Municipal property:
 - (a) requires a Sign License; and
 - (b) shall not be placed for more than sixty (60) days.

Signs in the Street Right of Way

15 A Sign License for a sign in the street right of way may be issued for a period not exceeding one (1) year provided that:

- (1) such signs are restricted to sandwich boards;
- (2) such signs shall not exceed one per premises;
- (3) such sign shall conform to the following requirements:
 - (a) does not obstruct pedestrians or constitute a hazard,
 - (b) does not exceed 0.6 metres (2.0 feet) in width and 0.9 metres (3.0 feet) in height,
 - (c) does not have moving parts, display lights, or require electrical power,
 - (d) is displayed only during business hours,
 - (e) is located such that a minimum of 2.1 metres (7 feet) of sidewalk remain clear of all obstructions for pedestrian use,
 - (f) is be placed a minimum 0.45 metres (1 ½ feet) from the face of curb, and
 - (g) is located directly in front of the premises being advertised;
- (4) when used as signage for a Community Event, such sign shall be placed for a period not to exceed thirty (30) calendar days;
- (5) a sandwich board sign that exceeds the size requirements of Section 15(3)(b) of this By-law may be permitted:
 - (a) where all other requirements of the By-law are satisfied,
 - (b) no part of a sandwich board sign shall project further than 75mm (3 inches) from the exterior wall or face of the building, and
 - (c) it is secured or restrained to the building to prevent movement of the sign;
- (6) an applicant for a license to place a sandwich board sign in a street right of way shall secure and maintain Commercial General Liability insurance:

- (a) evidencing minimum limits of two million dollars (\$2,000,000) per occurrence,
 - (b) such insurance shall indemnify the Halifax Regional Municipality, it's Mayor, Councillors, Employees and Agents from any and all loss, injury, claims, suits and costs (including Solicitor) made as a result of the placement or maintenance of the sign,
 - (c) that shall be name Halifax Regional Municipality as an Additional Insured, and
 - (d) proof of the required insurance must be provided with the application for a Sign License; and
- (7) the owner shall provide HRM with annual renewal Certificates Of Insurance and any notice of cancellation or material change.

Posters

16 A Poster that complies with this By-law may be erected or displayed without a license.

17 Except as authorized by By-law, no person shall erect, attach, place or display, or cause or permit to be erected, attached, placed or displayed, any poster on, over or to any structure or thing, located on property owned by the Municipality including but not limited to:

- (1) Parking meters,
- (2) Parking and traffic signs, including the vertical support posts,
- (3) Street litter disposal containers,
- (4) Newspaper boxes,
- (5) Traffic control devises and signal control boxes,
- (6) Trees,
- (7) Street furniture,
- (8) Bus shelters,
- (9) Bicycle racks,
- (10) Fire hydrants,
- (11) Post boxes,

- (12) Phone booths and call stations,
 - (13) Switching cabinets,
 - (14) Utility poles, and
 - (15) Privately owned poles.
- 18** Despite Section 17, a person may erect, attach, place or display, or cause or permit to be erected, attached, placed or displayed posters on a utility pole located on a street if:
- (1) the poster is no more than 28 centimetres by 43.5 centimetres (11 inches by 17 inches) in size;
 - (2) the poster consists only of lightweight cardboard or paper;
 - (3) the poster is securely attached flush to the surface of the utility pole using staples or removable tape and no other method of affixing the poster to the utility pole is used;
 - (4) the poster is placed no higher than two metres (6.5 feet) above the ground;
 - (5) the poster includes the date of posting or date of the event on the front of the poster;
 - (6) the poster is displayed for not more than:
 - (i) thirty days prior to the first day of the advertised event, and
 - (ii) five days after the end of the advertised event;
 - (7) not more than one poster conveying essentially identical information is posted on the same utility pole;
 - (8) the poster faces towards the property fronting on the street and away from the portion of the street ordinarily used by vehicles; and
 - (9) the poster includes valid contact information for at least one owner of the poster.
- 18A** No person shall place, or caused to be placed, a poster that covers all or part of another or an existing poster.
- 19** In addition to the restrictions set out in Section 18, no person shall erect, attach, place or display, or cause or permit to be erected, attached, placed or displayed, a poster:
- (1) on or within any traffic island or median;
 - (2) on a utility pole within 25 metres (82 feet) of a kiosk or poster collar;

- (3) in such a manner as to:
 - (a) be a hazard or dangerous to vehicular or pedestrian traffic, as determined by the License Administrator or the Engineer,
 - (b) cause any damage to Municipal property, or
 - (c) become unsightly.
- 20 A poster shall be removed after the duration allowed in subsection 18(6) by the owner of the poster, or the authorized agent of such person.
- 21 The Municipality or the owner of the utility pole may, at any time and without notice, remove any poster from a utility pole in the course of periodic cleaning or maintenance operations.
- 22 The Municipality may, at any time and without notice, remove any poster that is displayed in contravention of this By-law.
- 23 A poster removed under sections 21 or 22 may be destroyed or otherwise disposed of by the Municipality or the owner of the utility pole without notice or compensation to any person who has an interest in the poster.

PART VI: ELECTION SIGNS

- 24 A Sign License is not required for election signs.
- 25 Except as provided for herein, election signs are not permitted on Municipal property.
- 26 Part VIII of the By-law applies to election signs.

Placement of election signs in the Street Right of Way

- 27 Election Signs are permitted within the street right of way if the following conditions are met:
 - (1) such signs shall be no larger than 1.5 square metres (16 square feet) in area;
 - (2) such signs shall be less than 2 metres (6.5 feet) in height, as measured from the top of the sign;
 - (3) such signs shall not overhang the sidewalk or travelled portion of the street;
 - (4) with respect to a municipal election such sign shall not be erected:
 - (a) for a regular election, until September 1 in the year of the election, and

- (b) for a special election held pursuant to section 13 of the *Municipal Elections Act*, until the Council names a day for the special election;
- (5) with respect to a provincial or federal election such signs shall not be erected until the day the writ of election is issued;
- (6) with respect to a referendum under the *Referendum Act*, S.C. 1002, c. 30, such signs shall not be erected until the day the writ of referendum is issued; and
- (7) election signs shall not be placed within the street right of way abutting a Municipal property.

PART VII: ADMINISTRATIVE PROVISIONS

Suspension or Revocation of a Granted Sign License

28 The License Administrator may suspend or revoke a Sign license if:

- (1) the owner fails to comply with a term or condition of the Sign License;
- (2) the owner is convicted by a court of an offence under this By-law;
- (3) the sign,
 - (a) would be a risk to the health or safety of the public, or
 - (b) would constitute a nuisance;
- (4) the license holder fails to keep insurance pursuant to this By-law.

29 Notwithstanding sections 37 and 39, a suspension pursuant to section 28(4) shall continue until:

- (1) the license holder provides satisfactory proof that insurance has been reinstated or renewed;
- (2) the Sign License expires; or
- (3) the Sign License is revoked pursuant to subsection 28(4).

Sign Removal

30 The owner shall, on or before the expiration of the Sign License, and at his or her sole expense, remove the Sign.

31 Notwithstanding sections 33(3) and 39, if the License Administrator determines in his or her sole discretion, that the sign is an immediate safety issue, danger or hazard, HRM may,

without notice and without compensating the owner remove the Sign and remedy the safety issue, danger or hazard.

- 32** The License Administrator may issue an Order to the owner that the owner shall, at his or her sole expense, remove the sign if an owner's Sign License is suspended or revoked.
- 33** The License Administrator may cause the sign to be removed if:
- (1) the owner does not remove the sign on or before the expiration of the Sign License term;
 - (2) the owner does not comply with an Order to remove the sign issued under section 28(1), within five (5) business days of being served with the Order; or
 - (3) the owner does not comply with an Order to remove the sign issued under section 28(3), within two (2) business days of being served with the Order.

Cost of Work

- 34** If the Council, a committee, the License Administrator or another employee of the HRM causes work to be done pursuant to sections 31, 33 or 40 the owner shall be fully responsible for the cost of the work, with interest at the rate determined by the Council, by policy, from the date of the completion of the work until the date of payment.
- 35** In addition to any other remedies at law, if the Council, a committee, the License Administrator or another employee of the HRM causes work to be done pursuant to this By-law, the cost of the work, with interest at the rate determined by the Council, by policy, from the date of the completion of the work until the date of payment, is a first lien on the principle use property upon which, or for the benefit of which, the work was done.

Service

36

- (1) Any Notice, Order, decision or other document required to be served under this By-law may be served personally, by mailing it to the person at the latest address shown on the assessment roll or the application for the Sign license, by electronic mail or by facsimile.
- (2) A Notice, Order, decision or other document is deemed to have been served on the third day after it was sent.

Appeals

37

- (1) The refusal by the License Administrator to grant a Sign license may be appealed by the Applicant for the Sign license to the Appeals Committee within four (4) business days of being served with a notice of the refusal.

- (2) An owner may, within four (4) business days of being served with a Notice that a Sign license will be suspended or revoked under section 28, appeal the decision of the License Administrator to the Appeals Committee.
 - (3) An owner may, within four (4) business days of being served with an Order that was issued by the License Administrator, appeal the Order of the License Administrator to the Appeals Committee.
 - (4) For greater certainty, if the License Administrator determines, in his or her sole discretion, that the Temporary Sign is a safety issue, danger or hazard, HRM may, without notice to the owner, remove the Temporary Sign without compensation to the owner.
- 38** An appeal pursuant to section 37 shall be commenced by filing a written notice with the Municipal Clerk which clearly states the grounds for the appeal.
- 39** If the owner files an appeal, but the Appeals Committee is not scheduled to meet before the date on which the Sign license is to be suspended or revoked, the suspension or revocation shall be held in abeyance until the Appeals Committee has rendered its decision on the appeal.
- 40** After hearing an appeal, the Appeals Committee may:
- (1) deny the appeal;
 - (2) allow the appeal and reverse the decision of the License Administrator; or
 - (3) make any decision the License Administrator could have made under this By-law.

Compliance with Order

- 41** The owner or any other person issued an order shall comply with any Order issued under this By-law.

PART VIII: PENALTY

Penalty

42

- (1) A person who:
 - (a) violates or contravenes a provision of this By-law, a license issued in accordance with this By-law or an Order issued in accordance with this By-law;
 - (b) fails to do anything required by this By-law;
 - (c) fails to do anything required by an Order or license issued pursuant to this By-law;

- (d) permits anything to be done in violation of this By-law, a license issued under this By-law or an Order issued in accordance with this By-law; or
- (e) obstructs or hinders any person in the performance of their duties under this By-law or an Order issued this By-law;

is guilty of an offence.

- (2) A person who commits a first offence is liable upon summary conviction to a penalty of not less than two hundred and fifty dollars and not more than ten thousand dollars and in default of payment, to imprisonment for a term of not more than two months.

43 Every day during which an offence pursuant to section 42 continues is a separate offence.

PART VIII: REPEAL AND EFFECTIVE DATE

Repeal of By-law

44 The following By-law is hereby repealed:

By-Law Number S-800

Effective date of By-law

45 This By-law shall come into force 90 days from the date of publication.

Done and passed in Council this ____day of _____, 2014.

MAYOR

MUNICIPAL CLERK

I, Cathy Mellett, Municipal Clerk for the Halifax Regional Municipality, hereby certify that the above-noted by-law was passed at a meeting of the Halifax Regional Council held on_____, 2014.

Cathy Mellett
Municipal Clerk

Attachment F

HALIFAX REGIONAL MUNICIPALITY

ADMINISTRATIVE ORDER NUMBER 15

Respecting License, Permit And Processing Fees

BE IT RESOLVED as an Administrative Order of the Council of the Halifax Regional Municipality as follows:

SHORT TITLE

1. The Administrative Order may be cited as Administrative Order Number 15, the License, Permits and Processing Fees Administrative Order.

LICENSE FEES ESTABLISHED

2. The fees for licenses issued pursuant to the By-laws mentioned in Schedule AA@ to this Administrative Order shall be as set forth therein.

Done and passed in Council this 30th day of March, 1999.

Walter Fitzgerald
Mayor

Vi Carmichael
Municipal Clerk

Schedule A

1. Notwithstanding the processing fees set forth in the various Municipal Planning Strategies, Land Use By-Laws and Subdivision By-Laws in force in Halifax Regional Municipality, including the Heritage By-law, the following processing fees shall apply in the place and stead of the fees:

Major Applications (Type 1):

Entails applications including, but not limited to, municipal planning strategy amendments; comprehensive development districts; commercial, industrial or institutional re-zonings or development agreements involving a building with a footprint in excess of 930m² (10 000 ft²); re-zonings or development agreements regarding multiple-unit dwellings (townhouses or apartment buildings); re-zonings or development agreements to facilitate the construction of new streets for single unit dwellings; any proposal involving large tracts of land (i.e. golf courses); and substantial amendments to any Type 1 project.

Processing fee

\$1100.00 (non-refundable)

In addition, the applicant shall be responsible for advertising costs, and the Municipality may require the deposit of an appropriate amount to cover such costs.

Intermediate Applications (Type 2):

Entails applications including, but not limited to, text changes to by-laws; commercial, industrial or institutional re-zonings or development agreements involving a building with a footprint less than 930m² (10 000 ft²); heritage property development agreements; proposals involving a major lot modification; proposals involving decks, balconies or signs; proposals involving the creation of an additional dwelling unit in an existing building containing less than 5 units; alterations to non-conforming uses; demolition and de-registration of heritage properties; proposals for non-substantial amendments to any Type 1 project; and any amendment to any Type 2 project.

Processing fee

\$330.00 (non-refundable)

In addition, the applicant shall be responsible for advertising costs, and the Municipality may require the deposit of an appropriate amount to cover such costs.

Minor Applications (Type 3):

Entails applications including, but not limited to approval of telecommunications facilities; discharge of development agreements; and extensions to time deadlines

Processing fee

\$330.00 (non-refundable)

In addition, the applicant shall be responsible for advertising costs, and the Municipality may require the deposit of an appropriate amount to cover such costs.

Variances

\$500.00 (\$200 is non-refundable - if appealed remaining \$300 is non-refundable)

Schedule A

Planning Pre-Applications

Entails applications to provide feedback on a planning application proposal based on preliminary information. The comments provided follow a technical review of the proposal based on planning policy and municipal and other applicable regulations. The Pre-Application process also aims to identify the submission requirements (i.e., drawings, studies, reports, outside agency feedback) for Major and Intermediate Planning Applications or Substantive Site Plan Applications in Downtown Halifax.

Processing fee

\$330.00 (non-refundable)

The Pre-Application processing fee may be applied toward processing fees for Major and Intermediate planning applications or Substantive Site Plan Applications in Downtown Halifax received within 90 business days of completion of the Pre-Application file.

Downtown Halifax Substantive Site Plan Applications

Entails applications pursuant to section 5(13) of the Land Use By-law for Downtown Halifax.

Processing fee

\$770.00 (non-refundable)

Development Permits:

Type of Use

	<u>Processing Fee</u>
Multiple, Institutional, Commercial and Industrial (new or additions)	\$250.00
Low Density New Residential(up to two units) and Enclosed Additions and MICI renovations and lease hold improvements	\$100.00
Accessory Structures (including decks)	\$25.00

Zoning Confirmation Letters

Processing fee

\$100.00

Schedule A

Minor Variances

By-law #	Short Title	Section	Fee
2. By-law 70 (County)	Lot Grading By-law	S.7.1	\$75.00
3. By-law 23290	Grade Alteration By-law	S.6	\$75.00
4. By-law O-109	Open Air Burning By-law Residential Commercial	s.10(1)	No Fee \$50.00

5. The fees pursuant to By-law T-1000, the Taxi, Accessible Taxi and limousine By-law are as follows:

- (a) The annual fee for an owner's licence is \$50.00, or for a partial term shall be the licence fee prorated on a monthly basis.
- (b) The owner's renewal fee is \$50.00, or for a partial term shall be the licence fee prorated on a monthly basis.
- (c) The permanent driver's licence fee is \$100.00 for a two year term or for a partial term shall be the licence fee prorated on a monthly basis.
- (d) The driver application fee is \$50.00 which includes a 12 month license if the applicant successfully passes the testing requirements.
- (e) The fee to change or replace a destroyed, lost or stolen licence is \$10.00.
- (f) The fee for a taxi, limousine, or accessible taxi bumper sticker is \$1.00.
- (g) The fee for each semi annual Hotel Standard vehicle inspection is \$17.50.

6.

By-law #	Short Title	Section	Fee
By-law E-200	Encroachment By-law	S. 5(2)	
Encroachment up to 1.5 square metres			\$ 60.00
Encroachment from 1.5 to 2.5 square metres			\$ 95.00
Encroachment over 2.5 square metres			\$125.00

Schedule A

Encroachment Bylaw S. 6

- (1) Encroachment other than those described in paragraph 4(a)(iv) of Bylaw E-200 shall be subject to an annual rental fee in the amount of \$1.00 per 0.1 square metres of such encroachment, with a minimum fee of \$10.00.
- (2) Temporary Encroachments shall be subject to a daily rental fee for the temporary use of the street or a part thereof during construction at the following rate:
 - (a) \$0.30 per square metre for the travelled way;
 - (b) \$0.25 per square metre for the sidewalk between the curb and 2 metres back from the curb face; and
 - (c) \$0.15 per square metre for the balance of the sidewalk and to the street line or property line which shall be payable monthly in advance, with the first month=s payment due at the time the license is issued and subsequent payments being due one month from the time of the previous due date.
- (3) For the purpose of subsection (2), where the encroachment occupies any part of a metered parking space, it shall be deemed to occupy the total metered parking space and the daily rental fee shall apply to 16.7 square metres of travelled way.

7.

By-law #	Short Title	Section	Fee
By-law P-800	Pesticide By-law	S. 7(2)	\$0.00
		Any other permits	\$0.00

8. Fees

1. Halifax Regional Municipality shall collect a \$2000^o application fee, to change the name of a private road, public street or highway listed on the Civic Address File, where the existing street name is not in contravention of the HRM Civic Addressing Policies (i.e. a personal preference), except where a street name change resolves a civic addressing problem.
2. Halifax Regional Municipality shall collect a fee of \$300 per property to change a civic number, when the existing number is not in contravention of the Civic Addressing Policies (i.e. a personal preference) and only where a whole new number is available, except where a civic number change resolves a civic addressing problem.
3. Halifax Regional Municipality shall collect a fee of \$1505 for the manufacture and installation of each Private Road sign and sign post as provided for in **Part 10** of the Civic Addressing By-law.

^o This application fee assumes a consultative process.

Schedule A

5 This fee is under review.

9.

By-law #	Short Title	Section	Fee
By-law P-1000	On-Street Parking Exemptions & Permits	S. 4(1)	
		Residential Parking Exemption	\$30.00 Annual
		Visitor Parking Exemption	1 Day - \$5.00 14 Day - \$20.00
		Parking Permit – Area “A”	\$40.00 Monthly
		Parking Permit – Area “B”	\$35.00 Monthly
		Parking Permit – Area “C”	\$30.00 Monthly
		Parking Permit – Area “D”	\$20.00 Monthly
		Lost or Stolen Exemptions or Permits Replacements	\$10.00 each

The areas as described below include all streets which are located in the boundary up to and including both sides of the identified boundary street.

Area "A" within the former City of Halifax

All that area of the former City of Halifax bounded as follows:

Beginning at the point of intersection of the shoreline of Halifax Harbour with the extension easterly of the northern official street line of Cogswell Street; Thence westerly following the northerly official street line of Cogswell Street to the extension northerly of the western official street line of Ahern Street; Thence westerly and southerly following the western official street line of Ahern Street and the extension thereof to the western official street line of Bell Road; Thence southerly following the western official street line of Bell Road, South Park Street and Young Avenue and the extension thereof to the southern official street line of Point Pleasant Drive; Thence easterly following the southern official street line of Point Pleasant Park Drive and the extension thereof easterly to the shoreline of Halifax Harbour; Thence Northerly following the shoreline of Halifax Harbour to the place of beginning.

Area "B" within the former City of Halifax

All that area of the former City of Halifax bounded as follows:

Beginning at the point of intersection of the shoreline of Halifax Harbour with the extension easterly of the northern official street line of Cogswell Street; Thence westerly following the northerly official street line of Cogswell Street to the extension northerly of the western official street line of Ahern Street; Thence westerly and southerly following the western official street line of Ahern Street and the extension thereof to the western official street line of Bell Road; Thence southerly following the western official

Schedule A

street line of Bell Road, South Park Street and Young Avenue and the extension thereof to the southern official street line of Point Pleasant Drive; Thence westerly following the southern official street line of Point Pleasant Park Drive to the eastern official street line of Franklyn Street; Thence southerly and westerly following the eastern official street line of Franklyn Street and the boundary of the Point Pleasant Park to the eastern shore of the waters of the North West Arm; Thence Northerly following the shoreline of North West Arm to point of intersection of the extension southerly of the western street line of Bellevue Avenue; Then northerly following the western street line of Bellevue Avenue to the southern street line of Oakland Road; Then easterly following the southern street line of Oakland Road to the point of intersection with the extension of the western official street line of Waterloo Street; Then northerly following the western official street line of Waterloo Street and the extension thereof to the northern official street line of South Street; Thence westerly following the northern official street line of South Street to the western official street line of Seymour Street; Thence northerly following the western official street line of Seymour Street and the extension thereof to the northern official street line of Coburg Road; Thence westerly following the northern official street line of Coburg Road to the western official street line of Vernon Street; Thence northerly following the western official street line of Vernon Street and the extension thereof to the northern official street line of Quinpool Road; Thence easterly following the northern official street line of Quinpool Road to the eastern official street line of Windsor Street; Thence northerly following the eastern official street line of Windsor Street to the southern official street line of Cunard Street; Thence easterly following the southern official street line of Cunard Street to the western official street line of North Park Street; Thence southerly following the western official street line of North Park Street to the southern official street line of Cornwallis Street; Thence easterly following the southern official street line of Cornwallis Street and the extension thereof to the western shore of Halifax Harbour ; Thence southerly following shore of the Halifax Harbour to the place of beginning.

Area "C" within the former City of Halifax

The remaining streets within Peninsula Halifax outside of those areas as described in Areas "A" and "B" for the former City of Halifax.

Area "C" within the former City of Dartmouth

Beginning at the point of intersection of the shoreline of Halifax Harbour with the extension westerly of the northwestern official street line of Brookside Avenue; Thence northeasterly following the northwestern official street line of Brookside Avenue to the southwestern official street line of Wyse Road; Thence southeasterly following the southwestern official street line of Wyse Road to the extension of the northwestern official street line of Boland Avenue; Thence northeasterly following the northwestern official street line of Boland Avenue and the extension thereof to the northeastern official street line of Victoria Road; Thence northwesterly following the northeastern official street line of Victoria Road to the southeastern official street line of Woodland Avenue; then northeasterly following the southeastern official street line of Woodland Avenue to the point of intersection of the extension of the northeastern official street line of Maple Street; Thence southeasterly following the northeastern official street line of Maple Street and the extension thereof to the northwestern official street line of Ochterloney Street; Thence northerly following the northwestern official street line of Ochterloney Street to the western official street line of Prince Albert Road; Thence southerly following the western official street line of Prince Albert Road to the extension northwesterly of the southwestern official street line of Pleasant Street; Thence southeasterly following the southwestern official street line of Pleasant Street to the eastern official street line of Albert Street; Thence southerly following the eastern official street line of Albert Street to the shoreline of Halifax Harbour; Thence generally Northerly following the shoreline of Halifax Harbour to the place of beginning.

Schedule A

Area "D" within the former City of Dartmouth

The remaining streets within the former City of Dartmouth outside the area as described in Area "C".

10.

By-law #	Short Title	Section	Fee
By-law B-600	Blasting By-law	s. (18)	
		For Blasting less than 50 cubic metres of rock	\$100.00
		All other applications	\$600.00

11. Repealed – October 14, 2006

By-law #	Short Title	Section	Fee
By-law A-200	Automatic Machines By-law	S. 2. 5	
	Juke Box		\$125.00
	Amusement Machine		\$125.00
	Bulk Machine		\$ 25.00
	Vending Machine		\$ 55.00
	Mechanical Ride		\$ 35.00

Continuous period of time for an automatic license is defined as a twelve month period starting on April 1st and ending March 31st.

12.

By-law #	Short Title	Section	Fee
A. By-law P-500	Parking By-law	10	Within the former City of Dartmouth \$1.00/hour
B. By-law P-500	Parking By-law	10	Within the former City of Halifax \$1.50/hour

13.

By-law #	Short Title	Section	Fee
By-law C-501	Vending On Municipal Lands	4	
	Food Services vehicle		\$915.00 annum
	Bicycle Wagon		\$120.00 annum
	Stands		\$230.00 annum
	Artisans/Craftspeople -Spring Garden Road	40 (3)	\$ 35.00 annum
	-Waterfront	40 (3)	\$250.00 annum
	Newspaper Boxes	42 (2)	\$ 55.00 annum

14.

By-law #	Short Title	Section	Fee
By-law A-201	Automatic Machine Licensing By-law		
	Amusement Machine		\$35.00 annum
	Bulk Machine (Coin Mechanism)		\$10.00 annum
	Laundry Machine		\$25.00 annum
	Vending Machine License (Snack/Beverages)		\$55.00 annum
	Newspaper Boxes		\$55.00 annum

15.

By-law #	Short Title	Section	Fees
By-law S-801	By-law for Temporary Signs	5(3)(h)	
	Multiple Resident Signs		\$20.00 30.00 per license per 30 day Occasion
	Mobile Signs		\$30.00 per license per 30 day occasion
	Box signs		\$100.00 per license per year
	Banners		\$60.00 per license per occasion
	Sandwich Boards		\$80.00 per license per Year
	Inflatable Signs		\$30.00 per license per 30 day occasion
	Community Event Sign		\$20.00 per license

	Multi Special Event Signs		\$30.00 per license per occasion
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16.

Permanent Sign Fees	Within Former City of Dartmouth	Fees
	9.29 square metres or less	\$ 40.00 per sign
	Over 9.29 square metres	\$200.00 per sign
	Sign area is measured from the outermost area of the display surface and includes the entire display surface and any background	
	Within Former City of Halifax	
	Non-illuminated signs	\$30.00 per sign
	Illuminated signs	\$35.00 per sign
	Billboards	\$60.00 per sign

17.

Schedule of Engineering Fees – Local Improvement Charges	
Paving	5% of property owners share of total construction costs
Stand-alone curb	5% of property owners share of total construction costs
Sidewalk, Curb & Gutter	10% of property owners share of total construction costs

18.

By-law #	Short Title	Section	Fee
By-law N-300	Nuisance By-law	S.8(3)	\$50.00

19.

By-law #	Short Title	Section	Fee
By-law S-300	Streets By-law	23 (2)	
		Activity	
		Lateral Connection – Main	\$200.00
		Renew Lateral Connection – Main	\$200.00
		Sewer Cap Off	\$200.00
		Water Lateral Cap	\$200.00
		Water Lateral Main to Prop	\$200.00
		Extension to Sewer Main	\$700.00
		Sewer Main Repair	\$700.00
		New Watermain	\$700.00
		Watermain Relining	\$700.00
		Watermain Renewal	\$700.00
		Culvert	\$200.00
		Curb/Sidewalk Cut	\$200.00

		Utility Pole Support Anchor(s)	\$125.00
		Utility Pole Installation	\$125.00
		Replace Utility Pole	\$125.00
		Oversize Move	\$125.00
By-law #	Short Title	Section	Fee
		Sidewalk Cafe'	\$200.00
		Temporary Closure – Crane	\$200.00
		Partial Closure – Crane	\$200.00
		Partial Closure – Movie	\$200.00
		Temporary Closure – Movie	\$200.00
		Partial Closure – General	\$200.00
		Temporary Closure – General	\$200.00
		Overhead Power Lines	\$125.00
		Overhead Telecom Lines	\$125.00
		Monitor Well/Borehole	\$125.00
		Rickshaws	\$200.00
		Special Events	No Charge
		Overhead Banner	\$125.00
		Lateral Connection- Pro Line	\$200.00
		Renew Lateral Connection – Prop	\$200.00
		Water Lateral Renewal	\$200.00
		Buried Electrical Lateral	\$200.00
		Buried Electrical Main	\$200.00
		Buried Telecom Lateral	\$200.00
		Buried Telecom Main	\$200.00
		Newspaper Boxes	\$125.00
		Refuse Container	\$125.00
		Advertising Benches	\$125.00
		Kiosk/Booths	\$125.00
		Transit Shelter	\$125.00
		Capital Project	\$125.00
		Repairs to Street Surface	\$125.00
		Repairs to sidewalk	\$125.00
		Road Construction	\$125.00
		Temp Workplace Adjacent to ROW	\$125.00
		Temporary Workplace on ROW	\$125.00
		Natural Gas Lateral	\$200.00
		Natural Gas Main (<20m)	\$200.00
		Natural Gas Main (21m < 500m)	\$700.00
		Natural Gas Main (>500 m)	Staff Time
		24(1)(a)	\$1000.00 Security Deposit
		24 (1)(b)	
		SID (Percentage of Pavement Reinstatement Cost)	

		8.5 – 10	30%
		7.0 – 8.5	25%
		6.0 – 7.0	20%
		4.0 – 6.0	15%
		0.0 – 4.0	5%
		24 (1)(c)	15% of total restoration Cost based on current unit prices
		25 (2)	\$ 1000.00 Application Fee \$20,000.00 Security Deposit
		25(6)	\$65.00 per inspection
		28(h)(i) 28(h)(ii)	\$2 million per occurrence \$2 million per occurrence
		30(2)	\$1000.00 Security Deposit

20.

Solar Collection System Permit	Fee
Consolidated processing fee for the development and construction inspections for the installation of Solar Collection Systems	\$150.00

Section 21

By-law #	Short Title	Details	Fee
By-law S-1000	<i>Sidewalk Café By-law</i>		
		Seasonal Sidewalk Café License Fee for unenclosed sidewalk café.	\$250 per Seasonal Sidewalk Café
		Seasonal Sidewalk Café License fee for unenclosed sidewalk café where the tables and chairs are removed from the sidewalk each day by the closing time of the principle use property.	No fee
		All other Seasonal Sidewalk Café License Fee.	\$800 per Seasonal Sidewalk Café
		Annual Sidewalk Café License Fee for: a) an initial Annual Sidewalk Café License or; b) a Substantive Change to a previous Annual Sidewalk Café License; or c) a change to the encroachment term.	\$1,400 per Annual Sidewalk Café
		Renewal of Annual Sidewalk Café License Fee.	\$1,000 per Annual Sidewalk Café
		Parking Meter Removal and Reinstatement Fee.	\$150 per meter per sidewalk café season
		Street Post Removal and Reinstatement Fee.	\$150 per street post per sidewalk café season

Amendment No. 1

Processing Fees

Notice of Motion:

March 23, 1999

Approved:

March 30, 1999

Amendment No. 2

Items 2 & 3 added to Schedule AA@

Notice of Motion

May 4, 1999

Approved:

May 11, 1999

Amendment No. 3

Item 4 added to Schedule AA@

(By-Law O-100 Open Air Burning By-Law)

Notice of Motion:

June 1, 1999

Approved:

June 15, 1999

Amendment No. 4

addition of Item 5 to Schedule AA@

(By-Law T-108 Taxi & Limousine)

Notice of Motion:

June 1, 1999

Approved:

July 6, 1999

Amendment No. 5

addition of Item 6

(By-Law E-200 Encroachments)

Notice of Motion:

June 1, 1999

Approved:

July 13, 1999

Amendment No. 6

addition of Item 7

(By-Law P-800 Pesticides)

Notice of Motion:

December 12, 2000

Approved:

January 9, 2001

Amendment No. 7
Add Item 8
(Fees)

Notice of Motion:
Approved:

February 5, 2002
February 12, 2002

Amendment No. 8
Add Item 9
(On Street Parking Exemptions and Permits)

Notice of Motion:
Approved:

December 10, 2002
March 18, 2003

Amendment No. 9
Add Item 10
(Blasting By-law)

Notice of Motion:
Approved:

November 4, 2003
November 18, 2003

Amendment No. 10
Add Item 11
(Automatic Machines)

Notice of Motion:
Approved:

February 3, 2004
March 2, 2004

Amendment No. 11
Amendments to Schedule A
(Heritage Property Demolition and De-registration & Planning Applications)

Notice of Motion: (Councillor Sloane)
Approval

June 13, 2006
June 20, 2006

Amendment No. 12
Addition to schedule - Section 12
(Parking Meter Rates)

Notice of Motion:
Approval:
Effective Date

June 20, 2006
July 1, 2006

Amendment No. 13

Addition to schedule
(Commerce & Vending on Municipal Lands)

Notice of Motion:	July 4, 2006
Approval:	September 12, 2006
Effective Date:	September 16, 2006

Amendment No. 14

Addition to schedule
(Automatic Machines)

Notice of Motion:	August 8, 2006
Approval:	October 3, 2006
Effective Date:	October 14, 2006

Amendment No 15

Addition to schedule
(Sign By-law)

Notice of Motion:	June 27, 2006
Approval:	September 12, 2006
Effective Date:	November 18, 2006

Amendment No 16

Addition to schedule
(Street Improvements)

Notice of Motion:	March 6, 2007
Approval:	April 10, 2007
Effective Date:	April 1, 2006

Amendment No 17

Addition to schedule
(By-Law N-300 Nuisances)

Notice of Motion:	July 3, 2007
Approval:	August 7, 2007

Amendment No 18

Addition to schedule
(By-law S-308 Streets)

Notice of Motion:	June 24, 2008
Approval:	July 8, 2008

Amendment No. 19

Addition to schedule
(By-law C-500)

Notice of Motion: May 11, 2010
Approval: May 18, 2010

Amendment No. 20

Addition to schedule
(By-law S-309)

Notice of Motion: June 22, 2010
Approval: August 3, 2010

Amendment No. 21

Replace Section 1 of Schedule A

Notice of Motion: September 21, 2010
Approval: September 28, 2010

Amendment No 22

Replace Schedule AA@, Section 5

Notice of Motion: September 21, 2010
Approval: October 19, 2010
Effective Date: December 24, 2010

Amendment No 23

Amendment to Section 9

Notice of Motion: January 24, 2012
Approval: January 31, 2012

Amendment No 24

Addition to schedule

Notice of Motion: September 25, 2012
Approval: October 2, 2012

Amendment No 25

Amendments to # 5

Notice of Motion: September 25, 2012
Approval: October 23, 2012
Effective Date: November 17, 2012

Amendment No 26

Replace Section 13

Notice of Motion: June 24, 2014
Approval: September 9, 2014

Amendment No 27

Amendment to Minor Variances

Notice of Motion: July 22, 2014

Approval:

September 9, 2014

Amendment No 28

Amendment – addition of Section 21 – Sidewalk Café

Notice of Motion:

September 9, 2014

Approval:

October 21, 2014

Amendment No 29

Amendment – Revised Section 15 – Signs

Notice of Motion:

October 7, 2014

Approval:

January 13, 2015

Effective Date:

April 17, 2015

Attachment G
(Amending Administrative Order)

**HALIFAX REGIONAL MUNICIPALITY
ADMINISTRATIVE ORDER NUMBER 15**

RESPECTING LICENSE, PERMIT AND PROCESSING FEES

BE IT RESOLVED by the Council of the Halifax Regional Municipality that Administrative Order 15, the *License, Permits and Processing Fees* Administrative Order is amended as follows:

1. Amending the table in section 15 of Schedule A as follows:
 - (a) by striking the number “20.00” after the dollar sign (\$) and before the first “per” in the Fees column of the 2nd row in the body of the table dealing with “Multiple Resident Signs”;
 - (b) by adding the number and word “30 day” after the second “per” and before the word “Occasion” in the Fees column of the 2nd row in the body of the table dealing with “Multiple Resident Signs”;
 - (c) by adding the words “per 30 day occasion” after the word “license” in the Fees column of the 7th row in the body of the table dealing with “Inflatable Signs”;
 - (d) adding a 9th row to the body of the table immediately following the 8th row dealing with Community Event Sign;
 - (e) adding the words “Multi Special Event Signs” in the Short Title column of the 9th row in the body of the table; and
 - (f) adding the words “\$30.00 per license per occasion” to the Fees column of the 9th row in the body of the table.

Attachment H

HALIFAX REGIONAL MUNICIPALITY

ADMINISTRATIVE ORDER NUMBER 15

Respecting License, Permit And Processing Fees

BE IT RESOLVED as an Administrative Order of the Council of the Halifax Regional Municipality as follows:

SHORT TITLE

1. The Administrative Order may be cited as Administrative Order Number 15, the License, Permits and Processing Fees Administrative Order.

LICENSE FEES ESTABLISHED

2. The fees for licenses issued pursuant to the By-laws mentioned in Schedule AA@ to this Administrative Order shall be as set forth therein.

Done and passed in Council this 30th day of March, 1999.

Walter Fitzgerald
Mayor

Vi Carmichael
Municipal Clerk

Schedule A

1. Notwithstanding the processing fees set forth in the various Municipal Planning Strategies, Land Use By-Laws and Subdivision By-Laws in force in Halifax Regional Municipality, including the Heritage By-law, the following processing fees shall apply in the place and stead of the fees:

Major Applications (Type 1):

Entails applications including, but not limited to, municipal planning strategy amendments; comprehensive development districts; commercial, industrial or institutional re-zonings or development agreements involving a building with a footprint in excess of 930m² (10 000 ft²); re-zonings or development agreements regarding multiple-unit dwellings (townhouses or apartment buildings); re-zonings or development agreements to facilitate the construction of new streets for single unit dwellings; any proposal involving large tracts of land (i.e. golf courses); and substantial amendments to any Type 1 project.

Processing fee

\$1100.00 (non-refundable)

In addition, the applicant shall be responsible for advertising costs, and the Municipality may require the deposit of an appropriate amount to cover such costs.

Intermediate Applications (Type 2):

Entails applications including, but not limited to, text changes to by-laws; commercial, industrial or institutional re-zonings or development agreements involving a building with a footprint less than 930m² (10 000 ft²); heritage property development agreements; proposals involving a major lot modification; proposals involving decks, balconies or signs; proposals involving the creation of an additional dwelling unit in an existing building containing less than 5 units; alterations to non-conforming uses; demolition and de-registration of heritage properties; proposals for non-substantial amendments to any Type 1 project; and any amendment to any Type 2 project.

Processing fee

\$330.00 (non-refundable)

In addition, the applicant shall be responsible for advertising costs, and the Municipality may require the deposit of an appropriate amount to cover such costs.

Minor Applications (Type 3):

Entails applications including, but not limited to approval of telecommunications facilities; discharge of development agreements; and extensions to time deadlines

Processing fee

\$330.00 (non-refundable)

In addition, the applicant shall be responsible for advertising costs, and the Municipality may require the deposit of an appropriate amount to cover such costs.

Variances

\$500.00 (\$200 is non-refundable - if appealed remaining \$300 is non-refundable)

Schedule A

Planning Pre-Applications

Entails applications to provide feedback on a planning application proposal based on preliminary information. The comments provided follow a technical review of the proposal based on planning policy and municipal and other applicable regulations. The Pre-Application process also aims to identify the submission requirements (i.e., drawings, studies, reports, outside agency feedback) for Major and Intermediate Planning Applications or Substantive Site Plan Applications in Downtown Halifax.

Processing fee

\$330.00 (non-refundable)

The Pre-Application processing fee may be applied toward processing fees for Major and Intermediate planning applications or Substantive Site Plan Applications in Downtown Halifax received within 90 business days of completion of the Pre-Application file.

Downtown Halifax Substantive Site Plan Applications

Entails applications pursuant to section 5(13) of the Land Use By-law for Downtown Halifax.

Processing fee

\$770.00 (non-refundable)

Development Permits:

Type of Use

	<u>Processing Fee</u>
Multiple, Institutional, Commercial and Industrial (new or additions)	\$250.00
Low Density New Residential(up to two units) and Enclosed Additions and MICI renovations and lease hold improvements	\$100.00
Accessory Structures (including decks)	\$25.00

Zoning Confirmation Letters

Processing fee

\$100.00

Schedule A

Minor Variances

By-law #	Short Title	Section	Fee
2. By-law 70 (County)	Lot Grading By-law	S.7.1	\$75.00
3. By-law 23290	Grade Alteration By-law	S.6	\$75.00
4. By-law O-109	Open Air Burning By-law Residential Commercial	s.10(1)	No Fee \$50.00

5. The fees pursuant to By-law T-1000, the Taxi, Accessible Taxi and limousine By-law are as follows:

- (a) The annual fee for an owner's licence is \$50.00, or for a partial term shall be the licence fee prorated on a monthly basis.
- (b) The owner's renewal fee is \$50.00, or for a partial term shall be the licence fee prorated on a monthly basis.
- (c) The permanent driver's licence fee is \$100.00 for a two year term or for a partial term shall be the licence fee prorated on a monthly basis.
- (d) The driver application fee is \$50.00 which includes a 12 month license if the applicant successfully passes the testing requirements.
- (e) The fee to change or replace a destroyed, lost or stolen licence is \$10.00.
- (f) The fee for a taxi, limousine, or accessible taxi bumper sticker is \$1.00.
- (g) The fee for each semi annual Hotel Standard vehicle inspection is \$17.50.

6.

By-law #	Short Title	Section	Fee
By-law E-200	Encroachment By-law	S. 5(2)	
Encroachment up to 1.5 square metres			\$ 60.00
Encroachment from 1.5 to 2.5 square metres			\$ 95.00
Encroachment over 2.5 square metres			\$125.00

Schedule A

Encroachment Bylaw S. 6

- (1) Encroachment other than those described in paragraph 4(a)(iv) of Bylaw E-200 shall be subject to an annual rental fee in the amount of \$1.00 per 0.1 square metres of such encroachment, with a minimum fee of \$10.00.
- (2) Temporary Encroachments shall be subject to a daily rental fee for the temporary use of the street or a part thereof during construction at the following rate:
 - (a) \$0.30 per square metre for the travelled way;
 - (b) \$0.25 per square metre for the sidewalk between the curb and 2 metres back from the curb face; and
 - (c) \$0.15 per square metre for the balance of the sidewalk and to the street line or property line which shall be payable monthly in advance, with the first month=s payment due at the time the license is issued and subsequent payments being due one month from the time of the previous due date.
- (3) For the purpose of subsection (2), where the encroachment occupies any part of a metered parking space, it shall be deemed to occupy the total metered parking space and the daily rental fee shall apply to 16.7 square metres of travelled way.

7.

By-law #	Short Title	Section	Fee
By-law P-800	Pesticide By-law	S. 7(2)	\$0.00
		Any other permits	\$0.00

8. Fees

1. Halifax Regional Municipality shall collect a \$2000^o application fee, to change the name of a private road, public street or highway listed on the Civic Address File, where the existing street name is not in contravention of the HRM Civic Addressing Policies (i.e. a personal preference), except where a street name change resolves a civic addressing problem.
2. Halifax Regional Municipality shall collect a fee of \$300 per property to change a civic number, when the existing number is not in contravention of the Civic Addressing Policies (i.e. a personal preference) and only where a whole new number is available, except where a civic number change resolves a civic addressing problem.
3. Halifax Regional Municipality shall collect a fee of \$1505 for the manufacture and installation of each Private Road sign and sign post as provided for in **Part 10** of the Civic Addressing By-law.

^o This application fee assumes a consultative process.

Schedule A

5 This fee is under review.

9.

By-law #	Short Title	Section	Fee
By-law P-1000	On-Street Parking Exemptions & Permits	S. 4(1)	
		Residential Parking Exemption	\$30.00 Annual
		Visitor Parking Exemption	1 Day - \$5.00 14 Day - \$20.00
		Parking Permit – Area “A”	\$40.00 Monthly
		Parking Permit – Area “B”	\$35.00 Monthly
		Parking Permit – Area “C”	\$30.00 Monthly
		Parking Permit – Area “D”	\$20.00 Monthly
		Lost or Stolen Exemptions or Permits Replacements	\$10.00 each

The areas as described below include all streets which are located in the boundary up to and including both sides of the identified boundary street.

Area "A" within the former City of Halifax

All that area of the former City of Halifax bounded as follows:

Beginning at the point of intersection of the shoreline of Halifax Harbour with the extension easterly of the northern official street line of Cogswell Street; Thence westerly following the northerly official street line of Cogswell Street to the extension northerly of the western official street line of Ahern Street; Thence westerly and southerly following the western official street line of Ahern Street and the extension thereof to the western official street line of Bell Road; Thence southerly following the western official street line of Bell Road, South Park Street and Young Avenue and the extension thereof to the southern official street line of Point Pleasant Drive; Thence easterly following the southern official street line of Point Pleasant Park Drive and the extension thereof easterly to the shoreline of Halifax Harbour; Thence Northerly following the shoreline of Halifax Harbour to the place of beginning.

Area "B" within the former City of Halifax

All that area of the former City of Halifax bounded as follows:

Beginning at the point of intersection of the shoreline of Halifax Harbour with the extension easterly of the northern official street line of Cogswell Street; Thence westerly following the northerly official street line of Cogswell Street to the extension northerly of the western official street line of Ahern Street; Thence westerly and southerly following the western official street line of Ahern Street and the extension thereof to the western official street line of Bell Road; Thence southerly following the western official

Schedule A

street line of Bell Road, South Park Street and Young Avenue and the extension thereof to the southern official street line of Point Pleasant Drive; Thence westerly following the southern official street line of Point Pleasant Park Drive to the eastern official street line of Franklyn Street; Thence southerly and westerly following the eastern official street line of Franklyn Street and the boundary of the Point Pleasant Park to the eastern shore of the waters of the North West Arm; Thence Northerly following the shoreline of North West Arm to point of intersection of the extension southerly of the western street line of Bellevue Avenue; Then northerly following the western street line of Bellevue Avenue to the southern street line of Oakland Road; Then easterly following the southern street line of Oakland Road to the point of intersection with the extension of the western official street line of Waterloo Street; Then northerly following the western official street line of Waterloo Street and the extension thereof to the northern official street line of South Street; Thence westerly following the northern official street line of South Street to the western official street line of Seymour Street; Thence northerly following the western official street line of Seymour Street and the extension thereof to the northern official street line of Coburg Road; Thence westerly following the northern official street line of Coburg Road to the western official street line of Vernon Street; Thence northerly following the western official street line of Vernon Street and the extension thereof to the northern official street line of Quinpool Road; Thence easterly following the northern official street line of Quinpool Road to the eastern official street line of Windsor Street; Thence northerly following the eastern official street line of Windsor Street to the southern official street line of Cunard Street; Thence easterly following the southern official street line of Cunard Street to the western official street line of North Park Street; Thence southerly following the western official street line of North Park Street to the southern official street line of Cornwallis Street; Thence easterly following the southern official street line of Cornwallis Street and the extension thereof to the western shore of Halifax Harbour ; Thence southerly following shore of the Halifax Harbour to the place of beginning.

Area "C" within the former City of Halifax

The remaining streets within Peninsula Halifax outside of those areas as described in Areas "A" and "B" for the former City of Halifax.

Area "C" within the former City of Dartmouth

Beginning at the point of intersection of the shoreline of Halifax Harbour with the extension westerly of the northwestern official street line of Brookside Avenue; Thence northeasterly following the northwestern official street line of Brookside Avenue to the southwestern official street line of Wyse Road; Thence southeasterly following the southwestern official street line of Wyse Road to the extension of the northwestern official street line of Boland Avenue; Thence northeasterly following the northwestern official street line of Boland Avenue and the extension thereof to the northeastern official street line of Victoria Road; Thence northwesterly following the northeastern official street line of Victoria Road to the southeastern official street line of Woodland Avenue; then northeasterly following the southeastern official street line of Woodland Avenue to the point of intersection of the extension of the northeastern official street line of Maple Street; Thence southeasterly following the northeastern official street line of Maple Street and the extension thereof to the northwestern official street line of Ochterloney Street; Thence northerly following the northwestern official street line of Ochterloney Street to the western official street line of Prince Albert Road; Thence southerly following the western official street line of Prince Albert Road to the extension northwesterly of the southwestern official street line of Pleasant Street; Thence southeasterly following the southwestern official street line of Pleasant Street to the eastern official street line of Albert Street; Thence southerly following the eastern official street line of Albert Street to the shoreline of Halifax Harbour; Thence generally Northerly following the shoreline of Halifax Harbour to the place of beginning.

Schedule A

Area "D" within the former City of Dartmouth

The remaining streets within the former City of Dartmouth outside the area as described in Area "C".

10.

By-law #	Short Title	Section	Fee
By-law B-600	Blasting By-law	s. (18)	
		For Blasting less than 50 cubic metres of rock	\$100.00
		All other applications	\$600.00

11. Repealed – October 14, 2006

By-law #	Short Title	Section	Fee
By-law A-200	Automatic Machines By-law	S. 2. 5	
	Juke Box		\$125.00
	Amusement Machine		\$125.00
	Bulk Machine		\$ 25.00
	Vending Machine		\$ 55.00
	Mechanical Ride		\$ 35.00

Continuous period of time for an automatic license is defined as a twelve month period starting on April 1st and ending March 31st.

12.

By-law #	Short Title	Section	Fee
A. By-law P-500	Parking By-law	10	Within the former City of Dartmouth \$1.00/hour
B. By-law P-500	Parking By-law	10	Within the former City of Halifax \$1.50/hour

13.

By-law #	Short Title	Section	Fee
By-law C-501	Vending On Municipal Lands	4	
	Food Services vehicle		\$915.00 annum
	Bicycle Wagon		\$120.00 annum
	Stands		\$230.00 annum
	Artisans/Craftspeople -Spring Garden Road	40 (3)	\$ 35.00 annum
	-Waterfront	40 (3)	\$250.00 annum
	Newspaper Boxes	42 (2)	\$ 55.00 annum

14.

By-law #	Short Title	Section	Fee
By-law A-201	Automatic Machine Licensing By-law		
	Amusement Machine		\$35.00 annum
	Bulk Machine (Coin Mechanism)		\$10.00 annum
	Laundry Machine		\$25.00 annum
	Vending Machine License (Snack/Beverages)		\$55.00 annum
	Newspaper Boxes		\$55.00 annum

15.

By-law #	Short Title	Section	Fees
By-law S-801	By-law for Temporary Signs	5(3)(h)	
	Multiple Resident Signs		30.00 per license per 30 day Occasion
	Mobile Signs		\$30.00 per license per 30 day occasion
	Box signs		\$100.00 per license per year
	Banners		\$60.00 per license per occasion
	Sandwich Boards		\$80.00 per license per Year
	Inflatable Signs		\$30.00 per license per 30 day occasion
	Community Event Sign		\$20.00 per license

	Multi Special Event Signs		\$30.00 per license per occasion
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16.

Permanent Sign Fees	Within Former City of Dartmouth	Fees
	9.29 square metres or less	\$ 40.00 per sign
	Over 9.29 square metres	\$200.00 per sign
	Sign area is measured from the outermost area of the display surface and includes the entire display surface and any background	
	Within Former City of Halifax	
	Non-illuminated signs	\$30.00 per sign
	Illuminated signs	\$35.00 per sign
	Billboards	\$60.00 per sign

17.

Schedule of Engineering Fees – Local Improvement Charges	
Paving	5% of property owners share of total construction costs
Stand-alone curb	5% of property owners share of total construction costs
Sidewalk, Curb & Gutter	10% of property owners share of total construction costs

18.

By-law #	Short Title	Section	Fee
By-law N-300	Nuisance By-law	S.8(3)	\$50.00

19.

By-law #	Short Title	Section	Fee
By-law S-300	Streets By-law	23 (2)	
		Activity	
		Lateral Connection – Main	\$200.00
		Renew Lateral Connection – Main	\$200.00
		Sewer Cap Off	\$200.00
		Water Lateral Cap	\$200.00
		Water Lateral Main to Prop	\$200.00
		Extension to Sewer Main	\$700.00
		Sewer Main Repair	\$700.00
		New Watermain	\$700.00
		Watermain Relining	\$700.00
		Watermain Renewal	\$700.00
		Culvert	\$200.00
		Curb/Sidewalk Cut	\$200.00

		Utility Pole Support Anchor(s)	\$125.00
		Utility Pole Installation	\$125.00
		Replace Utility Pole	\$125.00
		Oversize Move	\$125.00
By-law #	Short Title	Section	Fee
		Sidewalk Cafe'	\$200.00
		Temporary Closure – Crane	\$200.00
		Partial Closure – Crane	\$200.00
		Partial Closure – Movie	\$200.00
		Temporary Closure – Movie	\$200.00
		Partial Closure – General	\$200.00
		Temporary Closure – General	\$200.00
		Overhead Power Lines	\$125.00
		Overhead Telecom Lines	\$125.00
		Monitor Well/Borehole	\$125.00
		Rickshaws	\$200.00
		Special Events	No Charge
		Overhead Banner	\$125.00
		Lateral Connection- Pro Line	\$200.00
		Renew Lateral Connection – Prop	\$200.00
		Water Lateral Renewal	\$200.00
		Buried Electrical Lateral	\$200.00
		Buried Electrical Main	\$200.00
		Buried Telecom Lateral	\$200.00
		Buried Telecom Main	\$200.00
		Newspaper Boxes	\$125.00
		Refuse Container	\$125.00
		Advertising Benches	\$125.00
		Kiosk/Booths	\$125.00
		Transit Shelter	\$125.00
		Capital Project	\$125.00
		Repairs to Street Surface	\$125.00
		Repairs to sidewalk	\$125.00
		Road Construction	\$125.00
		Temp Workplace Adjacent to ROW	\$125.00
		Temporary Workplace on ROW	\$125.00
		Natural Gas Lateral	\$200.00
		Natural Gas Main (<20m)	\$200.00
		Natural Gas Main (21m < 500m)	\$700.00
		Natural Gas Main (>500 m)	Staff Time
		24(1)(a)	\$1000.00 Security Deposit
		24 (1)(b)	
		SID (Percentage of Pavement Reinstatement Cost)	

		8.5 – 10	30%
		7.0 – 8.5	25%
		6.0 – 7.0	20%
		4.0 – 6.0	15%
		0.0 – 4.0	5%
		24 (1)(c)	15% of total restoration Cost based on current unit prices
		25 (2)	\$ 1000.00 Application Fee \$20,000.00 Security Deposit
		25(6)	\$65.00 per inspection
		28(h)(i) 28(h)(ii)	\$2 million per occurrence \$2 million per occurrence
		30(2)	\$1000.00 Security Deposit

20.

Solar Collection System Permit	Fee
Consolidated processing fee for the development and construction inspections for the installation of Solar Collection Systems	\$150.00

Section 21

By-law #	Short Title	Details	Fee
By-law S-1000	<i>Sidewalk Café By-law</i>		
		Seasonal Sidewalk Café License Fee for unenclosed sidewalk café.	\$250 per Seasonal Sidewalk Café
		Seasonal Sidewalk Café License fee for unenclosed sidewalk café where the tables and chairs are removed from the sidewalk each day by the closing time of the principle use property.	No fee
		All other Seasonal Sidewalk Café License Fee.	\$800 per Seasonal Sidewalk Café
		Annual Sidewalk Café License Fee for: a) an initial Annual Sidewalk Café License or; b) a Substantive Change to a previous Annual Sidewalk Café License; or c) a change to the encroachment term.	\$1,400 per Annual Sidewalk Café
		Renewal of Annual Sidewalk Café License Fee.	\$1,000 per Annual Sidewalk Café
		Parking Meter Removal and Reinstatement Fee.	\$150 per meter per sidewalk café season
		Street Post Removal and Reinstatement Fee.	\$150 per street post per sidewalk café season

Amendment No. 1

Processing Fees

Notice of Motion:

March 23, 1999

Approved:

March 30, 1999

Amendment No. 2

Items 2 & 3 added to Schedule AA@

Notice of Motion

May 4, 1999

Approved:

May 11, 1999

Amendment No. 3

Item 4 added to Schedule AA@

(By-Law O-100 Open Air Burning By-Law)

Notice of Motion:

June 1, 1999

Approved:

June 15, 1999

Amendment No. 4

addition of Item 5 to Schedule AA@

(By-Law T-108 Taxi & Limousine)

Notice of Motion:

June 1, 1999

Approved:

July 6, 1999

Amendment No. 5

addition of Item 6

(By-Law E-200 Encroachments)

Notice of Motion:

June 1, 1999

Approved:

July 13, 1999

Amendment No. 6

addition of Item 7

(By-Law P-800 Pesticides)

Notice of Motion:

December 12, 2000

Approved:

January 9, 2001

Amendment No. 7
Add Item 8
(Fees)

Notice of Motion:
Approved:

February 5, 2002
February 12, 2002

Amendment No. 8
Add Item 9
(On Street Parking Exemptions and Permits)

Notice of Motion:
Approved:

December 10, 2002
March 18, 2003

Amendment No. 9
Add Item 10
(Blasting By-law)

Notice of Motion:
Approved:

November 4, 2003
November 18, 2003

Amendment No. 10
Add Item 11
(Automatic Machines)

Notice of Motion:
Approved:

February 3, 2004
March 2, 2004

Amendment No. 11
Amendments to Schedule A
(Heritage Property Demolition and De-registration & Planning Applications)

Notice of Motion: (Councillor Sloane)
Approval

June 13, 2006
June 20, 2006

Amendment No. 12
Addition to schedule - Section 12
(Parking Meter Rates)

Notice of Motion:
Approval:
Effective Date

June 20, 2006
July 1, 2006

Amendment No. 13

Addition to schedule
(Commerce & Vending on Municipal Lands)

Notice of Motion:	July 4, 2006
Approval:	September 12, 2006
Effective Date:	September 16, 2006

Amendment No. 14

Addition to schedule
(Automatic Machines)

Notice of Motion:	August 8, 2006
Approval:	October 3, 2006
Effective Date:	October 14, 2006

Amendment No 15

Addition to schedule
(Sign By-law)

Notice of Motion:	June 27, 2006
Approval:	September 12, 2006
Effective Date:	November 18, 2006

Amendment No 16

Addition to schedule
(Street Improvements)

Notice of Motion:	March 6, 2007
Approval:	April 10, 2007
Effective Date:	April 1, 2006

Amendment No 17

Addition to schedule
(By-Law N-300 Nuisances)

Notice of Motion:	July 3, 2007
Approval:	August 7, 2007

Amendment No 18

Addition to schedule
(By-law S-308 Streets)

Notice of Motion:	June 24, 2008
Approval:	July 8, 2008

Amendment No. 19

Addition to schedule
(By-law C-500)

Notice of Motion: May 11, 2010
Approval: May 18, 2010

Amendment No. 20

Addition to schedule
(By-law S-309)

Notice of Motion: June 22, 2010
Approval: August 3, 2010

Amendment No. 21

Replace Section 1 of Schedule A

Notice of Motion: September 21, 2010
Approval: September 28, 2010

Amendment No 22

Replace Schedule AA@, Section 5

Notice of Motion: September 21, 2010
Approval: October 19, 2010
Effective Date: December 24, 2010

Amendment No 23

Amendment to Section 9

Notice of Motion: January 24, 2012
Approval: January 31, 2012

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Addition to schedule

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Replace Section 13

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Approval: September 9, 2014

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Amendment to Minor Variances

Notice of Motion: July 22, 2014

Approval:

September 9, 2014

Amendment No 28

Amendment – addition of Section 21 – Sidewalk Café

Notice of Motion:

September 9, 2014

Approval:

October 21, 2014

Amendment No 29

Amendment – Revised Section 15 – Signs

Notice of Motion:

October 7, 2014

Approval:

January 13, 2015

Effective Date:

April 17, 2015