LICENCE

Chapter 446
BILLING - POSTING

CHAPTER INDEX

Article 1
INTERPRETATION

446.1.1 City - defined
446.1.2 Corporation - defined
446.1.3 Council - defined
446.1.4 Local board - defined
446.1.5 Poster - advertisement - defined
446.1.6 Property - defined
446.1.7 Public property - defined
446.1.8 Singular - plural - defined

Article 2
GENERAL PROVISIONS

446.2.1 Hydro poles - light standards - other - public property
446.2.2 Chattels - City - posting - permission required
446.2.3 Chattels - local board - posting - permission required
446.2.4 City Hall - community bulletin board - only
446.2.5 Local board property - specific consent - required
446.2.6 Trees - on public property - posting on - prohibited
446.2.7 Removal - material - lawfully placed - prohibited
446.2.8 Advertisement - event - use - contrary to Planning Act
446.2.9 Exemption - court documents - lawful
Article 3
POSTERS - ADVERTISEMENTS
WITHIN ROAD ALLOWANCES

446.3.1 Placement - within travelled portion - prohibited
446.3.2 Size - maximum - permissible - on boulevard
446.3.3 Removal - within 2 hours after event
446.3.4 Placement - maximum - 2 hours in advance
446.3.5 Support material - capable of holding poster
446.3.6 Duration - maximum - 48 hours - continuous
446.3.7 Placement - other areas - prohibited - exception

Article 4
POSTERS - ADVERTISEMENTS
OTHER CITY PROPERTY

446.4.1 Agreement - written - required - Council resolution
446.4.2 Agreement - information - conditions

Article 5
SANDWICH BOARD SIGN ON SIDEWALK

446.5.1 Sandwich board sign - defined
446.5.2 Use - on sidewalk - zoning requirements
446.5.3 One sign - each establishment - location
446.5.4 Prohibited locations
446.5.5 Sign - affixed - prohibited - time - date - restrictions
446.5.6 Indemnification agreement - required - before erection
446.5.7 Indemnification agreement - application - fee
446.5.8 Agreement - authority to execute
446.5.9 Validation sticker - issued by City - clearly affixed to sign
446.5.10 Validation sticker - issue
446.5.11 Removal - sign in contravention
446.5.12 Removal - for contravention - cost to owner
Article 6
ENFORCEMENT

446.6.1 Fine - for contravention

Article 7
ENACTMENT

446.7.1 Effective date

In this Chapter

446.1.1 "attach" means to place, affix, post or attach, or to permit or cause to be placed, affixed, posted or attached. (94-108)

446.1.2 "City" means the City of Peterborough. (94-108)

446.1.3 "community bulletin board" means a board or other space designated as a community bulletin board and described in Schedule "A" attached to and forming part of this Chapter. (94-108)

446.1.3 "Corporation" means The Corporation of the City of Peterborough. (94-108)

446.1.4 "poster" means any bill, notice, sign or poster which contains direction information, identification or advertisement, but does not include any material related to a court order or court process. (94-108)

446.1.5 "public property" means any property owned by the City or the Peterborough Utilities Commission, or any property owned by any other party and located on any real property owned by the City. (94-108)
Article 2
Application

446.2.1 Application - Commercial Core/Waterfront
The provisions of this Chapter shall apply to that area of the City shown in Schedule "A" attached hereto and comprising the Commercial Core Area, the Waterfront Commercial Area and the Open Space Area of the Regional Centre/C.B.D., as designated in Schedule "J" to the Official Plan of the City. (94-108)

Article 3
Prohibition

446.3.1 Prohibition - public property
No person shall attach a poster to any public property within the area described in Article 2 of this Chapter, except to a community bulletin board. (94-108)

Article 4
Use of Community Bulletin Boards

446.4.1 Community Bulletin Boards - designation
The community bulletin boards described in Schedule "A" shall be maintained in the designated locations for the use of any member of the public. For the purposes of this Chapter, each side of a two-sided community bulletin board shall constitute a separate community bulletin board. (94-108)

446.4.2 Dimensions - Poster
No person shall attach to a community bulletin board a poster which exceeds 11 inches by 17 inches in dimensions. (94-108)

446.4.3 Person attaching - date
No person shall attach to a community bulletin board a poster which does not clearly indicate the date upon which the poster is attached. (94-108)

446.4.4 Person attaching - fastening devices
No person shall use, in order to attach a poster to a community bulletin board, using any staples, tacks, nails, paste, glue, or any metal or other sharp or rigid fastening device. A poster may be attached only with masking tape or some similar easily removable tape. (94-108)
4.5 Person attaching - not more than one poster
A person shall attach a poster to a community bulletin board if there is already attached to the board, in conformity with this Chapter, a poster containing the same direction, information, identification or advertisement. (94-108)

446.4.6 Duration of attachment of poster
No person shall, having attached a poster to a community bulletin board, permit the poster to remain attached to the board after the later of:

(a) the completion of the advertised event, if any; or

(b) the expiration of fifteen (15) days from the date upon which the poster is attached. (94-108)

446.4.7 Removal of posters
No person shall remove a poster which is attached to a community bulletin board in conformity with this Chapter, excepting the person who attached the poster, or the authorized agent of such person. (94-108)

446.4.8 Covering of posters
No person shall attach a poster which covers any portion of a poster which is attached to a community bulletin board in conformity with this Chapter."

2. Chapter 446 of the Peterborough Municipal Code is hereby amended by repealing Articles 6 and 7, and inserting the following Article: (94-108)
Article 5
SANDWICH BOARD SIGN ON SIDEWALK

446.5.1 Sandwich board sign - defined
In this Article “sandwich board sign” means a free-standing double faced “A-framed” sign not exceeding 0.65 metres in width and 1 metre in height.

446.5.2 Use - on sidewalk - zoning requirements
Notwithstanding the provisions of Section 446.5.1 and subject to the following regulations, sandwich board signs shall be permitted on that portion of a road allowance which is used as a sidewalk in the following areas:

(a) the commercial core area of the Central Business District (CBD) as designated on Schedule ‘J’ of the City of Peterborough Official Plan;

(b) that land which is zoned C.6 - Commercial District and located within the Hunter Street East Business District, as designated on Schedule ‘I’ of the City of Peterborough Official Plan; and

(c) that land having frontage on Charlotte Street within the Central Business District (CBD) and the Charlotte Street West Business District, as designated on Schedules ‘I’ and ‘J’ of the City of Peterborough Official Plan.

446.5.3 One sign - each business establishment
One sandwich board sign shall be permitted for each business establishment, in accordance with the regulations set out in Sections 446.5.4 through 446.5.13 inclusive.

446.5.4 Location - on sidewalk - distance from curb
The sandwich board sign shall be located on the sidewalk within 1.2 metres of the street curb, and shall be located directly in front of the property in which the business establishment is located.

446.5.5 Prohibited locations
Notwithstanding Sections 446.5.3 and 446.5.4, sandwich board signs shall not be permitted:

(a) adjacent to a parking stall designated in the City’s parking by-law for use by physically disabled persons; or

(b) within 3.05 metres of any pedestrian cross-walk at an intersection, or any driveway or laneway which accesses the public highway.
Sign - affixed - prohibited - time - date - restrictions
Sandwich board signs shall not be affixed to the sidewalk, and shall be permitted only during the hours of operation of the business establishment, and between April 15 and November 15 in any year.

Indemnification agreement - required - before erection
No person shall erect or maintain, or permit the erection or maintenance of, a sandwich board sign on a sidewalk, without first entering into an agreement with the City, indemnifying the City from and against all claims for damages, loss, expense or otherwise, arising from the erection, maintenance, or removal of such sign.

Indemnification agreement - application - fee
Any person wishing to enter into the agreement shall make application to the Manager of Standards and Enforcement and shall pay an application fee of $50.

Agreement - authority to execute
The Manager of Standards and Enforcement is hereby authorized to execute such agreements on behalf of the City.

Validation sticker - issued by City - clearly affixed
No person shall erect or maintain, or permit the erection or maintenance of a sandwich board sign on a sidewalk, unless the sign has clearly affixed, to a top corner thereof, a validation sticker issued by the City.

Validation sticker - issue
The Manager of Standards and Enforcement shall issue a validation sticker to any person who has entered into an agreement with the City pursuant to Section 446.5.7.

Removal - sign in contravention
The City may cause to be removed any sandwich board sign located on a sidewalk in contravention of this Chapter.

Removal - for contravention - cost to owner
In addition to any other penalty provided by law, the owner of any such sandwich board sign shall pay to the City the actual cost of confiscation, storage or disposal of the sandwich board sign. By-law 94-21, 14 February, 1994.
446.6.1 Offence - penalty
Every person who contravenes this Chapter is guilty of an offence and is liable to the penalty, as prescribed by the *Provincial Offences Act*, for each offence. (94-108)

446.6.2 Removal
Any poster which is attached, or remains attached, to any public property, including a community bulletin board, in a manner contrary to any of the provisions of this Chapter, may be removed by any person at any time." (94-108)