

Request for Decision

Amendment to Sign By-law #2007-250

Presented To: Policy Committee

Presented: Wednesday, May 19, 2010

Report Date Wednesday, May 12, 2010

Type: Managers' Reports

Recommendation

It is recommended that Council accept this report along with the proposed amendments;

ALSO direct staff to hold a Public Input Meeting in order to hear concerns and ideas submitted by the public and stakeholders with regards to the proposed amendments to the Sign By-law #2007-250;

AND THAT staff bring back to Council an amended Sign by-law after the Public Input Meeting for Council approval.

BACKGROUND

In 1978 the Region of Sudbury passed a Sign By-law which regulated the erection of permanent signs and other advertising devices within the Region. In 1988 the Region of Sudbury passed a new Sign By-law which incorporated the previous regulations but also added new controls for the ever growing types and sizes of permanent signs. As well, the Zoning By-laws for each area municipality had provisions set within the Zoning By-law which governed the type, size and location of the signs being erected in our community.

Recently a new Draft Zoning By-law for the City of Greater Sudbury has been introduced to City Council. On January 12, 2010 at the Planning Committee, a report on the Draft Comprehensive Zoning By-law was tabled. The report stated: "The City's existing Zoning By-laws include signage provisions which vary depending upon the zones. The Draft Zoning By-law deletes all provisions regarding signage. The regulation of signage is

Signed By

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Digitally Signed May 12, 10

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Recommended by the Department

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intended to be addressed through a new Sign By-law passed under the Municipal Act”.

Further to this, staff recommended “The timing of the enactment of the new Sign By-law is to be coordinated with the enactment of the new Zoning By-law in order that there will be no lapses in the application of signage regulation in the City”.

The purpose of this report is to inform Council that with the enactment of the new Zoning By-law all permanent sign regulations in the City of Greater Sudbury will be repealed. The City of Greater Sudbury has a Sign By-law #2007-250, which regulates portable signs and poster signs. However permanent sign provisions must be incorporated into this by-law.

The proposed permanent sign provisions are attached as an appendix.

PURPOSE

The purpose of the amendments to the Sign By-law is to regulate permanent signs within the City of Greater Sudbury, as well it is the intent to carry forward the existing permanent sign provisions as contained in the current Zoning By-laws.

These provisions will ensure that:

- signs that are appropriate in size, number, and location the type of activity or use to which they pertain
- signs which provide reasonable and appropriate means for the Public to locate and identify facilities, businesses, and services without difficulty or confusion
- signs which are compatible with their surroundings
- signs that protect and enhance the aesthetic qualities and visual character of the City of Greater Sudbury
- signs which are consistent with the City of Greater Sudbury’s planning, urban design, and heritage objectives
- signs which do not create a distraction or safety hazard for motorists and pedestrians
- signs which minimize adverse impacts on nearby Public and Private property
- signs which allow the Public the right and freedom of expression while staying in portion to the purpose and direction of the By-law

At present Permanent Signs applications are applied through the City of Greater Sudbury’s Compliance & Enforcement Services department. All permanent signs are regulated according to the former seven area municipality zoning by-laws. Six zoning by-laws are from the 1983 series, and one zoning by-law was developed and passed in 1995. No sign provisions are in by-law 2001-242 and by-law 2001-252, which cover the new amalgamated areas. Development of amendments to the Sign By-law will combine the former area municipality’s specific zoning provisions with respect to signage and ensure a fair and level playing field for all City of Greater Sudbury properties wishing to erect permanent signs.

WHY ARE SIGNS SO IMPORTANT?

Signs are highly visible parts of the City of Sudbury. They are the key element that residents and visitors see along Greater Sudbury streets. Signs identify uses and businesses and help create visual character of an area.

Good signs in a community suit their context. They are sensitive to the character of the area, support its land uses, and advance Greater Sudbury's community building objectives. In areas with appropriate signs, the type, number, size, location and design reinforce the area's activities in a compatible and positive manner that enhances the image of the area.

In areas with inappropriate signage, too many signs, signs that are too large, in the wrong location or poor in appearance, the opposite effect is the result. Inappropriate signs create visual clutter and can affect vehicle and pedestrian safety. Inappropriate signs detract from their surroundings and help contribute to a negative image for an area.

The signs we see on properties and buildings across Greater Sudbury are the result of the Zoning By-law and Sign By-law's standards as well as the City's enforcement of these regulations. Appropriate sign standards and effective By-law Enforcement are the two key factors for achieving and maintaining quality signage in our community.

The main purpose of signs is to identify a property and use or provide information. The Sign By-law deals with the many types of signs placed on properties and buildings in Greater Sudbury.

CONCLUSION

It is the intent in creating these amendments to carry forward most of the provisions currently permitted within the existing zoning By-Laws in order to have a comprehensive Sign By-Law in place when the former Zoning By-Laws are repealed. This will simplify the approval process and effectively maintain the status quo. Once a single Sign By-Law is in place, other modifications can be considered in due course.

If Council accepts this report and proposed amendments, staff will commence with a Public Input Meeting in order to give residents and stakeholders the opportunity to review the proposed amendments to the Sign By-law and provide their comments. This information will be submitted to Council along with staff recommendations.

RECOMMENDATION

It is recommended that Council accept this report along with the proposed amendments;

ALSO, direct staff to hold a Public Input Meeting in order to hear concerns and ideas submitted by the Public and Stakeholders with regard to the proposed amendments to the Sign By-Law #2007-250;

AND THAT, staff bring back to Council an amended Sign By-Law after the Public Input Meeting for Council approval.

SCHEDULE "A"

to By-Law 2007-250 of the City of Greater Sudbury

Sign Data

SIGN TYPE	ZONING																		
	R1, R2 & RMH	R3 & R4	C1	C2 & C3	C4	C5	C6	C7	M1, M1-1	M2 & M4	M3	M5 & M6	RU & A	RS & SLS	I & P	OSR, OSC & OSP	EP & FD	OSW	
Name Plate	√	√	√		√		†							√			√		
Name Ground	†	†	†		†		†							†			†		
BUSINESS ID																			
Wall / Fascia	†	†	√	√	√	√	√	√	√	√	√	√	√	√	√	√	√	√	√
Projecting			√	√	√	√	√	√	√	√	√	√	√	√	√	√	√	√	√
Roof				√		√	√	√	√	√	√	√	√	√	√	√	√	√	√
Ground		†		†	†	†	†	†	†	†	†	†	†	†	†	†	†	†	†
ADVERTISING																			
Wall / Fascia				√					√		†								
Projecting				√					√										
Roof				†					√										
Ground				†					†		†		†						

NOTE

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denotes signage type allowed

denotes signage type allowed with restrictions

SCHEDULE "B"
to By-Law 2007-250 of the City of Greater Sudbury

RESIDENTIAL ZONINGS

	R1, R2 & RMH	R3 & R4
SIGN TYPE		
Name Plate	1 unlit or illuminated area max 0.1m ² single face	1 unlit or illuminated area max 0.1m ² single face
Wall and / or Ground	area max 0.1m ² per face or 0.2m ² in total max ground sign height 1.2m	area max 0.1m ² per face or 0.2m ² in total max ground sign height 1.2m
Permitted Non- Residential Use	1 unlit bus id wall sign area max 1.0m ²	1 unlit bus id wall or ground sign, wall sign max 4.0m ² in total, ground sign max 2 sign faces, area max 2.0m ² per face or 4.0m ² in total, accessory to Convenience Store only

- R1 (all) Low Density Residential One
- R2 (all) Low Density Residential Two
- R3 (all) Medium Density Residential
- R4 High Density Residential
- RMH Residential Mobile Home

SCHEDULE "C"
to By-Law 2007 - 250 of the City of Greater Sudbury

COMMERCIAL ZONINGS

SIGN TYPE	C1	C4	C6
Name Plate Wall and / or Ground	1 unlit or illuminated area max 0.1m ² single face area max 0.1m ² per face or 0.2m ² in total max ground sign height 1.2m	1 unlit or illuminated area max 0.1m ² single face max area of ground sign 2.0m ² per sign face (double) and 2.5m ² (single) max ground sign height 1.2m	1 unlit or illuminated area max 0.1m ² single face max area of ground sign 2.0m ² per sign face (double) and 2.5m ² (single) max ground sign height 1.2m
Signage Area Allowed 1.0m of lot frontage	total sign area for property max 0.5m ² per 1.0m of lot frontage	n/a	total sign area for property max 1.08m ² per 1.0m of lot frontage and lot flankage; if lot or group of lots occupied by 1 building exceeds 2 storeys in height the total sign area may be increased by 0.27m ² per metre of lot frontage and lot flankage for each additional storey. Overhanging signs allowed with encroachment agreement between owner and City
Business ID			
wall	wall and fascia signs	1 wall sign for each ground floor use with a separate entrance from the street, max area 0.14m ² per 1 m of lot frontage	wall and fascia signs
projecting	1 projecting sign in each exterior yard, max sign area 2.0m ² per sign face or 4.0m ² total, no closer than 3.0m from lot line	n/a	projecting signs not exceeding 5.40m ²
roof		n/a	1 roof sign
ground		1 ground sign max 2.25m ² sign area for each lot occupied by one building, max height of 1.35m, located min of 3.0m from side lot line, 0.0m from front lot line	1 ground sign max 9.0m ²
parking		1 business ID sign for parking lot, max 1.08m ² in area, located min of 3.0m from front lot line	n/a

- C1 Local Commercial
- C4 Office Commercial
- C6 Downtown Commercial

SCHEDULE "C"
to By-Law 2007 - 250 of the City of Greater Sudbury

COMMERCIAL ZONINGS

SIGN TYPE	C2 & C3	C5	C7
Signage Area Allowed	total sign area for property max 1.2m ² per 1.0m of lot frontage or lot flankage (greatest)	total sign area for property max 1.2m ² per 1.0m of street line	total sign area for property max 1.2m ² per 1.0m of lot frontage
Business ID			
wall	1 wall sign adjacent to each exterior yard and abutting court per main use	wall and fascia signs	1 wall sign per main use
projecting	1 projecting sign adjacent to each street line, max 3.0m ² per sign face or 6.0m ² in total, located min of 3.0m from lot line	1 projecting sign for each 30m of street line, max 3.0m ² per sign face or 6.0m ² in total, located min of 3.0m from lot line	1 projecting sign max sign area of 3.0m ² per sign face or 6.0m ² on total, located min of 3.0m from lot line
roof	max. 1 roof sign not directly abutting a residential zone	roof signs	1 roof sign not abutting Residential Zone
Ground	ground signs, located min of 3.0m from lot line, 15.0m from Residential Zone *	ground signs, located min of 3.0m from lot line, 15.0m from Residential Zone *	1 ground sign max area of 6.0m ² per sign face or 12.0m ² in total, located min of 3.0m from lot line, 15.0m from Residential Zone
Advertising Signs			
wall	1 wall sign adjacent to each exterior yard and abutting court per main use	n/a	n/a
projecting	1 projecting sign in each street line, max sign area 3.0m ² per sign face or 6.0m ² total, no closer than 3.0m from lot line	n/a	n/a
roof	1 roof sign not abutting a Residential Zone	n/a	n/a
ground	ground signs, located min of 3.0m from lot line, 15.0m from Residential Zone *	n/a	n/a

- C2 General Commercial
- C3 Limited General Commercial
- C5 Shopping Centre Commercial
- C7 Resort Commercial

Ground Sign Requirements
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- 1) lots whose longest street line is less than 15.5m, 1 ground sign only, max. 5.4m² in total area
- 2) lots whose longest street line is not less than 15.5m and not greater than 76.5m, max. 1 ground sign not exceeding 15m² in total area
- 3) lots whose longest street line is not less than 76.5m but not greater than 137.1m, max. 2 ground signs, each sign not exceeding 15m² in total area, and located not less than 60m apart
- 4) lots whose longest street line is greater than 137.1m, max. 3 ground signs, each sign not exceeding 15m² in total area, and located not less than 60m apart

SCHEDULE "D"
to By-Law 2007-250 of the City of Greater Sudbury

INDUSTRIAL ZONINGS

SIGN TYPE	M1 & M1-1	M2
Signage Area Allowed	total sign area for property max 1.2m ² per 1.0m of lot frontage or lot flankage (greatest)	total sign area for property max 1.0m ² per 1.0m of lot frontage
Business ID		
wall	1 wall sign adjacent to each exterior yard and abutting court per main use	1 wall sign per main use
projecting	1 projecting sign adjacent to each street line, max sign area 3.0m ² per sign face or 6.0m ² total, no closer than 3.0m from lot line	1 projecting sign adjacent to each street line, max 3.0m ² per sign face or 6.0m ² in total, located min of 3.0m from lot line
roof	1 roof sign not abutting a Residential Zone	1 roof sign not abutting a Residential Zone
ground	ground signs, located min of 3.0m from lot line, 15.0m from Residential Zone *	1 ground sign in each exterior yard, max of 6.0m ² per sign face or 12.0m ² in total, located min of 3.0m from any lot line
Advertising Signs		
wall	1 wall sign adjacent to each exterior yard and abutting court per main use	n/a
projecting	1 projecting sign in each street line, max sign area 3.0m ² per sign face or 6.0m ² total, no closer than 3.0m from lot line	n/a
roof	1 roof sign not abutting a Residential Zone	n/a
ground	ground signs, located min of 3.0m from lot line, 15.0m from Residential Zone *	n/a

- M1 Mixed Light Industrial / Service Commercial
- M1-1 Business Industrial
- M2 Light Industrial

Ground Sign Requirements *

- 1) lots whose longest street line is less than 15.5m, 1 ground sign only, max 5.4m² in total area
- 2) lots whose longest street line is not less than 15.5m and not greater than 76.5m, max. 1 ground sign not exceeding 15m² in total area
- 3) lots whose longest street line is not less than 76.5m but no greater than 137.1m, max. 2 ground signs, each sign not exceeding 15m² in total area, and located not less than 60m apart
- 4) lots whose longest street line is greater than 137.1m, max. 3 ground signs, each sign not exceeding 15m² in total area, and located not less than 60m apart

SCHEDULE "D"
to By-Law 2007-250 of the City of Greater Sudbury

INDUSTRIAL ZONINGS

SIGN TYPE	M3	M4
Signage Area Allowed	total sign area for property max 1.0m ² per 1.0m of lot frontage	total sign area for property max 1.0m ² per 1.0m of lot frontage
Business ID		
wall	1 wall sign per main use	1 wall sign
projecting	1 projecting sign adjacent to each street line, max 3.0m ² per sign face or 6.0m ² in total, located min of 3.0m from lot line	1 projecting sign adjacent to each street line, max 3.0m ² per sign face or 6.0m ² in total, located min of 3.0m from lot line
roof	1 roof sign not abutting a Residential Zone	1 roof sign not abutting a Residential Zone
ground	1 ground sign in each exterior yard, max of 6.0m ² per sign face or 12.0m ² in total, located min of 3.0m from any lot line	1 ground sign in each exterior yard, max of 6.0m ² per sign face or 12.0m ² in total, located min of 3.0m from any lot line
Advertising Signs		
wall	1 advertising wall, max of 5.0m vertically and 15.0m horizontally	n/a
projecting	n/a	n/a
roof	n/a	n/a
ground	1 advertising ground sign, max 3 sign faces, each max of 5.0m vertically and 15.0m horizontally ***	n/a

- M3 Heavy Industrial
- M4 Mining Industrial

Ground Sign Requirements

- 1) no sign face contains more than 2 separate and distinct sign displays
- 2) no such sign is located closer than 240m, in any direction, to an advertising sign previously established
- 3) no part of sign is located in an exterior yard or closer than 60m to a Residential Zone
- 4) no part of any ground sign is located closer than 3m to any interior lot line
- 5) each sign face is located in such a way as to be fully visible from an arterial road at a distance of at least 75m

SCHEDULE "D"
to By-Law 2007-250 of the City of Greater Sudbury

INDUSTRIAL ZONINGS

SIGN TYPE	M5	M6
Signage Area Allowed	total sign area for property max 1.0m ² per 1.0m of lot frontage	total sign area for property max 1.0m ² per 1.0m of lot frontage
Business ID		
wall projecting roof	1 wall sign per main use, max area of 6.0m ² n/a n/a	1 wall sign, max area of 6.0m ² n/a n/a
ground	1 ground sign in each exterior yard, max of 6.0m ² per sign face or 12.0m ² in total, located min of 3.0m from any lot line	1 ground sign in each exterior yard, max of 6.0m ² per sign face or 12.0m ² in total, located min of 3.0m from any lot line
Advertising Signs	n/a	n/a

M5 Extractive Industrial
M6 Disposal Industrial

SCHEDULE "E"
to By-Law 2007-250 of the City of Greater Sudbury

RURAL ZONINGS

SIGN TYPE	RU	A
Name Plate Wall and / or Ground	1 unlit or illuminated area max 0.2m ² per face or 0.4m ² in total area max 0.2m ² per face or 0.4m ² in total max ground sign height 1.5m n/a	1 unlit or illuminated area max 0.2m ² per face or 0.4m ² in total area max 0.2m ² per face or 0.4m ² in total max ground sign height 1.5m n/a
Signage Area Allowed	n/a	n/a
Business ID		
Wall	1 wall sign, max 2.0m ² per sign area, adjacent to each exterior yard 2 unlit wall signs, identifying agricultural use only painted directly on a building	1 wall sign, max 2.0m ² per sign area, adjacent to each exterior yard 2 unlit wall signs, identifying agricultural use only painted directly on a building
Ground	1 ground sign, max 4.0m ² per sign face or 8.0m ² in total, in each exterior yard, located min of 3.0m from any lot line	1 ground sign, max 4.0m ² per sign face or 8.0m ² in total, in each exterior yard, located min of 3.0m from any lot line
Advertising Signs	1 advertising ground sign, 1 sign face only, max 60.0m ² in total sign area *****	1 advertising ground sign, 1 sign face only, max 60.0m ² in total sign area *****

RU Rural
A Agricultural

Ground Sign Requirements

- 1) sign is located adjacent to section of arterial road which is straight or has an oncoming maximum curve of 1 ° 30' and has a grade not exceeding 4%, fully visible to traffic for a distance of at least 75m
- 2) no part of such sign is located in a required yard or closer to a street line than:
 - a) 80m where sign area exceeds 30m²
 - b) 50m where sign area does not exceed 30m²
 - c) 23m where sign area does not exceed 12m² and the sign face dimensions are 3m vertically and 4m horizontally
- 3) no such sign is located;
 - a) closer than 90m to the corner point of a corner lot
 - b) closer than 60m to a Residential Zone
 - c) closer than 300m in any direction to an existing advertising sign
- 4) no such sign contains more than 1 separate and distinct sign display

SCHEDULE "E"
to By-Law 2007-250 of the City of Greater Sudbury

RURAL ZONINGS

SIGN TYPE	RS	SLS
Name Plate Wall and / or Ground	1 unlit or illuminated area max 0.1m ² single face area max 0.1m ² per face or 0.2m ² in total max ground sign height 1.2m	1 unlit or illuminated area max 0.1m ² single face area max 0.1m ² per face or 0.2m ² in total max ground sign height 1.2m
Permitted Non-Residential Use	1 unlit bus id wall sign area max 1.0m ²	1 unlit bus id wall sign area max 1.0m ²

RS Rural Shoreline
 SLS Seasonal Limited Service

SCHEDULE "F"
to By-Law 2007-250 of the City of Greater Sudbury

OTHER ZONINGS

SIGN TYPE	I	P	OSR
Name Plate	n/a	n/a	1 unlit or illuminated area max 0.1m ² single face
Wall and / or Ground	n/a n/a n/a	n/a n/a n/a	area max 0.1m ² per face or 0.2m ² in total max ground sign height 1.2m
Permitted Non-Residential Use	n/a	n/a	1 unlit bus id wall sign area max 1.0m ²
Signage Area Allowed	total sign area for property max 0.5m ² per 1.0m of street line	n/a	n/a
Business ID			
wall	wall signs, max 10.0m ² per sign area	1 wall sign, max 10.0m ² per sign area adjacent to each exterior yard	1 wall sign, max 10.0m ² per sign area adjacent to each exterior yard
ground	ground signs, max 10.0m ² per sign face or 20.0m ² in total, located min of 3.0m from any lot line	1 ground sign in each exterior yard, max of 10.0m ² per sign face or 20.0m ² in total, located min of 3.0m from any lot line	1 ground sign in each exterior yard, max of 10.0m ² per sign face or 20.0m ² in total, located min of 3.0m from any lot line

- I Institutional
- P Park
- OSR Open Space - Recreation

SCHEDULE "F"
to By-Law 2007-250 of the City of Greater Sudbury

OTHER ZONINGS

SIGN TYPE	OSC & OSP	EP & FD	OSW
Name Plate Wall and / or Ground	1. unlit or illuminated area max 0.1m ² single face area max 0.1m ² per face or 0.2m ² in total max ground sign height 1.2m n/a	1. unlit or illuminated area max 0.1m ² single face area max 0.1m ² per face or 0.2m ² in total max ground sign height 1.2m n/a	n/a n/a n/a
Signage Area Allowed	n/a	n/a	n/a
Business ID			
wall	1. wall sign, max 2.0m ² per sign area, adjacent to each exterior yard 2. unlit wall signs, identifying agricultural use only painted directly on a building	1. wall sign, max 2.0m ² per sign area, adjacent to each exterior yard 2. unlit wall signs, identifying agricultural use only painted directly on a building	n/a n/a
ground	1. ground sign, max 4.0m ² per sign face or 8.0m ² in total, in each exterior yard, located min of 3.0m from any lot line	1. ground sign, max 4.0m ² per sign face or 8.0m ² in total, in each exterior yard, located min of 3.0m from any lot line	n/a

- OSC
- OSP
- EP
- FD
- OSW
- Open Space - Conservation
- Open Space - Private
- Environmental Protection
- Future Development
- Open Space - Waterbody

BY-LAW 2010-**

**A BY-LAW OF THE CITY OF GREATER SUDBURY TO
AMEND BY-LAW 2007-250 A BY-LAW TO REGULATE THE ERECTION OF SIGNS
AND ADVERTISING DEVICES**

WHEREAS the City of Greater Sudbury wishes to amend By-law 2007-250, as amended, being a By-law to Regulate the Erection of Signs and Advertising Devices;

**NOW THEREFORE THE COUNCIL OF THE CITY OF GREATER SUDBURY
HEREBY ENACTS AS FOLLOWS:**

1. By-law 2007-250, a By-law of the City of Greater Sudbury to Regulate the Erection of Signs and Advertising Devices, as amended, is hereby amended by adding the following definitions to Section 1 thereof:

“Abandoned Sign” means a sign located on property which becomes vacant and unoccupied for a period of ninety days or more, or any sign which pertains to a time, event or purpose which no longer applies;

“Advertising Device” means any device or object erected or located so as to attract public attention to any goods or services or facilities or events and includes flags, banners, pennants and lights;

“Animated Sign” means any kinetic or illusionary motion or video of all or any part of a sign and includes the rotation of a sign, but does not include a sign which revolves or appears to revolve, in whole or in part, at a rate not exceeding eight revolutions per minute or which changes its image not more than eight times a minute, provided such sign is not animated in any other way and does not include an electronic variable message centre;

“awning” means a space frame system, moveable or fixed, covered with fabric or like material attached and projecting from a building or structure, but not forming an integral part thereof, and includes a canopy;

“awning sign” means a sign with copy painted or affixed flat to the surface of an awning which does not extend vertically or horizontally beyond the limits of such awning;

“business identification sign” means a sign identifying or advertising a business or other non-residential use located, operated or conducted on the same lot, with or without reference to a product sold, distributed or manufactured on the premises or to an activity occurring in conjunction with such use;

“canopy” means a roof-like structure projecting from the exterior face of a building;

“changing copy sign” means a sign constructed so that the message or copy can be changed by manual, electronic, or electro-mechanical means;

“copy” means the graphic content of a sign surface in either permanent or removable letter, pictorial, symbolic or numeric form;

“directory sign” means a sign listing the tenants of a multi-tenant industrial building containing at least two distinct tenant units which sign includes only the municipal address and a list of tenants or occupancies for identification purposes;

“double faced sign” means a sign having two sign faces of equal area and proportions which are located exactly opposite each other on the sign structure;

“electronic variable message centre” means an illuminated sign or part thereof which is computer controlled and which displays information to the public by way of a prearranged or variable sequence of electronically generated letters, words, light patterns or shapes but does not include an animated sign;

“fascia sign” means a sign attached to, marked and inscribed on, erected or placed against a wall forming part of a building, or supported by or through a wall of a building and having the exposed face thereof on a plane approximately parallel to the plane of such wall and includes a painted wall sign and an awning sign;

“flashing sign” means a sign which contains an intermittent or flashing light source or which includes the illusion of intermittent or flashing light by means of animation or an externally mounted light source but does not include an automatic changing sign or electronically variable message centre;

“frontage” means the length of the property line of any one lot parallel to and along each legally accessible public street;

“ground sign” means a sign supported by a pole, pylon or other structure embedded directly in the ground;

“height” means the vertical distance measured from the average elevation of the finished grade immediately below a sign to the highest point of the sign and includes any support structure;

“highway” means a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof;

“illuminated” when used in reference to a sign or advertising device, shall mean lighted by any artificial means whatsoever, and shall include direct, indirect, internal or external sources of illumination;

“menu board” means a ground sign erected as part of a drive-through facility and used to display and order products and services available in association with a drive-through business;

“multi-faced sign” means a ground sign having more than two sign faces up to a maximum of four faces, each face being of equal area and proportion to the other;

“mural” means a painting, illustration or decoration applied or affixed directly to any external façade of a building or structure which may not include any words of advertisement or any other direct or indirect promotional message or content;

“name plate sign” means a sign identifying the name, address or occupation of an occupant or owner of a dwelling or dwelling unit;

“permanent sign” is a sign that is not a temporary sign;

“place of worship” means any building used primarily as a place of public worship and is also used for administrative offices in conjunction with the place of worship as well as a place of conduct of social, recreational and charitable activities;

“premises” means a lot under registered ownership and includes all buildings and structures thereon;

“projecting sign” means a sign which is affixed to, and projects from, a wall of a building;

“public property” means property, land, or buildings owned by the City, or a local board as defined in the *Municipal Affairs Act*, R.S.O. 1990, c.M.46, as amended, or owned by a Federal or Provincial government;

“pump island sign” means a fascia sign on top of gasoline service pumps or on the columns of a gas bar canopy, on guard posts or freestanding on a gasoline pump apron;

“roof sign” means a sign supported by a structure erected upon the roof-top of a building;

“sight triangle” means in the case of a corner lot, the triangular space formed by the street lines and a line drawn from a point in one street line to a point in the other street line, as set out in a relevant section of the Zoning By-law, or in a site plan agreement, or in a sight triangle otherwise approved by the City;

“storey” means a horizontal division of a building floor from a floor to the ceiling directly above such floor, regardless of whether or not such floor constitutes an overhanging mezzanine, a gallery or a balcony, and includes an attic, basement or cellar but does not include any crawl space or other area that is, for all intents and purposes, unusable by virtue of its inaccessibility;

“unsafe” means a sign which is structurally unsafe, or which constitutes a fire or safety hazard, impedes the movement of vehicular or pedestrian traffic, or which otherwise constitutes a risk to the safety of persons or premises;

“zone” means the area of a defined land use zone in the Zoning By-law;
and

“Zoning By-law” means the By-law 2010-100 being the Zoning By-law for the City of Greater Sudbury, as amended from time to time.

2. By-law 2007-250, as amended, being a By-law of the City of Greater Sudbury to Regulate the Erection of Signs and Advertising Devices is hereby amended by repealing Paragraph 10(b).

3. By-law 2007-250, as amended, being a By-law of the City of Greater Sudbury to Regulate the Erection of Signs and Advertising Devices is hereby amended by repealing enacting the following Sections 15A – 15G immediately after Section 15 and before Section 16.

Prohibitions

“15A (1) No person being the owner of a property shall fail to remove from his or her property:

(a) an abandoned sign located thereon; or

(b) an unsafe sign located thereon.

(2) No person shall erect, display, alter, maintain or cause or authorize the erection, display, alteration, or maintenance of a flashing or animated sign unless expressly permitted by this By-law;

(3) No person shall erect, display, alter, maintain or cause or authorize the erection, display, alteration, or maintenance of an illuminated sign or lighting fixtures providing exterior illumination of a sign except in a manner:

(a) as to direct or deflect glare or spill-over light away from adjacent lots and roads; and

(b) so as to not impair the vision of person driving vehicles on roads in the City.

(4) No person shall erect, display, alter, maintain or cause or authorize the erection, display, alteration, or maintenance of a sign in proximity to overhead electric power lines unless done so in compliance with all applicable standards of the public utility having jurisdiction.

(5) No person shall erect, display, alter, maintain or cause or authorize the erection, display, alteration, or maintenance of a sign in a location which may interfere with or damage any above or below ground municipal or utility services which have been lawfully placed at the location.

Establishment of Sign Classes by Zoning Category

15B The zone categories and terms set put below and used herein shall have the same meaning as in the Zoning By-law

Zone Categories

where zones have the same meaning as in the Zoning By-law

Residential Zones

R1	Low Density Residential One
R2	Low Density Residential Two
R3	Medium Density Residential
R4	High Density Residential
RMH	Residential Mobile Home

Commercial Zones

C1	Local Commercial
C2	General Commercial
C3	Limited General Commercial
C4	Office Commercial
C5	Shopping Centre Commercial
C6	Downtown Commercial
C7	Resort Commercial

Mixed Light Industrial / Service Commercial Zones

M1-1	Business Industrial
M2	Light Industrial
M3	Heavy Industrial
M4	Mining Industrial
M5	Extractive Industrial
M6	Disposal Industrial

Rural Zones

A	Agricultural
RU	Rural
RS	Rural Shoreline
SLS	Seasonal Limited Service

Other Zones

I	Institutional
P	Park
OSC	Open Space - Conservation
OSP	Open Space - Private
OSR	Open Space - Recreation
OSW	Open Space - Waterbody
EP	Environmental Protection
FD	Future Development

Requirements for Permanent Signs

- 15C.** No person shall erect, display, alter, maintain or allow the erection, display, alteration, or maintenance of any permanent sign on a property unless the sign:
- (a) is permitted in that Zoning Category for that property in accordance with Schedule A; and
 - (b) is compliant with the regulations and standards applicable to that type of sign within the applicable class of sign as set out in Schedule E for Residential Class Signs, Schedule F for Commercial Class Signs, Schedule G for Industrial Class Signs, Schedule H for Rural Class Signs or Schedule I for Other Class Signs; and
 - (c) is compliant with any other applicable provisions of this By-law.

GENERAL PROVISIONS – PERMANENT SIGNS

Ground Signs

15D-(1) No person shall erect, display, alter, maintain or allow the erection, display, alteration, or maintenance of a ground sign except on a property within the permitted zoning categories determined in accordance with Schedule A for a ground sign.

- (2) No person shall erect, display, alter, maintain or allow the erection, display, alteration, or maintenance of a ground sign unless the ground sign meets each of the following criteria:
- (a) the ground sign does not have a height in excess of 7.5 metres;
 - (b) if the ground sign is double-faced or multi-faced, the total sign area does not exceed double the area permitted for one sign face;
 - (c) if the ground sign is double-sided or multi-faced each sign face is attached to the adjacent sign face at an angle no greater than 90 degrees;
 - (d) if the ground sign is in a commercial or industrial zone, the municipal address number is displayed on the ground sign in numerals and letters that are no less than 150 millimetres in height;
 - (e) if the ground sign has an electronic variable message centre, the electronic variable message centre does not occupy more than 50% of each sign face;
 - (f) the ground sign is not located within 3 metres of a driveway entrance or exit;
 - (g) the ground sign is not located in the rear or side yard of a lot in a commercial or industrial zoned located adjacent to a Provincial Highway; and

- (h) the ground sign is compliant with any applicable provisions for ground signs set out on Schedules B - F for the zoning category applicable to the property on which the sign is erected or displayed.

Fascia Signs

15E No person shall erect, display, alter, maintain or allow the erection, display, alteration, or maintenance of a fascia sign on a except on a property within the permitted zoning categories determined in accordance with Schedule A for a fascia sign.

(2) No person shall erect, display, alter, maintain or allow the erection, display, alteration, or maintenance of a fascia sign unless the fascia sign meets each of the following criteria:

- (a) the fascia sign does not project out from a building by more than 30 centimetres;
- (b) the fascia sign is attached to the building façade which was used to calculate the maximum sign area of the sign;
- (c) the fascia sign is not erected higher than the upper limit of the first storey of a building, unless otherwise permitted in this By-law, or unless the fascia sign is attached to an enclosed shopping centre; and
- (d) the fascia sign is compliant with any applicable provisions for fascia signs set out on Schedules B - F for the zoning category applicable to the property on which the sign is erected or displayed.

(2) Where a building is located in a commercial or industrial zone on a lot that is adjacent to a Provincial Highway, the Provincial Highway shall be considered a street for the purposes of permitting a fascia sign in compliance with this By-law.

Advertising Signs

15F-(1) Where an advertising sign is permitted, it may be illuminated or non-illuminated.

(2) No person shall erect, display, alter, maintain or allow the erection, display, alteration, or maintenance of an advertising sign except on a property within the permitted zoning categories identified on Schedule A for an advertising sign.

(3) No person shall erect, display, alter, maintain or allow the erection, display, alteration, or maintenance of an advertising sign unless the advertising sign meets each of the following criteria:

- (a) the advertising sign has no more than two faces;
- (b) no part of the advertising sign is located closer than 300 metres in any direction to another advertising sign;

- (c) no part of the advertising sign is located closer than 60 metres measured in a straight line from a residential zone, determined in accordance with the Zoning By-law;
- (d) no part of the advertising sign is more than 7.5 metres in height; and
- (e) the advertising sign is compliant with any applicable provisions for advertising signs set out on Schedules B - F for the zoning category applicable to the property on which the sign is erected or displayed.

Roof Signs

15H No person shall erect, display, alter, maintain or allow the erection, display, alteration, or maintenance of a roof sign except on a property within the permitted zoning categories determined in accordance with Schedule A for a roof sign.

- (2) No person shall erect, display, alter, maintain or allow the erection, display, alteration, or maintenance of a roof sign unless the roof sign meets each of the following criteria:
 - (a) the roof sign is the only roof sign on the lot and the lot does not abut a Residential Zone, determined in accordance with the Zoning By-law.
 - (b) the roof sign is compliant with any applicable provisions for roof signs set out on Schedules B - F for the zoning category applicable to the property on which the sign is erected or displayed.

Maintenance of Signs

15G.-(1) No person being the owner of a sign shall fail to maintain or cause such sign to be maintained in a proper state of repair.

- (2) No person being the owner of property on which a sign is placed, erected or constructed shall fail to maintain or cause such sign to be maintained in a proper state of repair.
- (3) A sign shall be deemed to not be in a proper state of repair if the sign is:
 - (a) not completely operative at all times; or
 - (b) unsafe;
 - (c) defective; or
 - (d) dangerous.
- (4) Maintenance or repairs using materials identical to the materials of the component being maintained or repaired does not constitute an alteration so as to require a permit to be issued.

Interpretation

4.(1) Whenever this By-law refers to a person or thing with reference to gender or the gender neutral, the intention is to read the By-law with the gender or gender neutral applicable to the circumstances.

(2) References to items in the plural include the singular, as applicable.

(3) The words “include”, “including” and “includes” are not to be read as limiting the phrases or descriptions that precede them.

(4) Headings are inserted for ease of reference only and are not to be used as interpretation aids.

(5) Specific references to statutes in the By-law are printed in italic font and are meant to refer to the current statutes applicable with the Province of Ontario as at the time the By-law was enacted, as they are amended or replaced from time to time, and includes the regulations thereunder.

(6) Any reference to periods of time, stated in numbers of days, shall be deemed applicable on the first business day after a Sunday or Statutory holiday if the expiration of the time period occurs on a Sunday or Statutory holiday.

Schedule

5. The following Schedules attached here, are incorporated into and form as part of this By-law:

- Schedule A Sign Classes by Zoning Category being Schedule B to By-law 2007-250;
- Schedule B Residential Class Signs Regulations and Standards being Schedule C to By-law 2007-250;
- Schedule C Commercial Class Signs Regulations and Standards being Schedule D to By-law 2007-250;
- Schedule D Industrial Class Signs Regulations and Standards being Schedule E to By-law 2007-250;
- Schedule E Rural Class Signs Regulations and Standards being Schedule F to By-law 2007-250; and
- Schedule F Other Class Signs Regulations and Standards being Schedule G to By-law 2007-250

Enactment

5. This By-law shall come into force and take effect on *****

READ AND PASSED IN OPEN COUNCIL this day of

_____ Mayor

_____ Clerk