

THE CORPORATION OF THE TOWNSHIP OF ESSA

BY-LAW 2013 – 49

A By-law for the control and/or regulation of signs or other advertising devices, and the posting of notices [Amends By-law 2008-15].

WHEREAS Section 8 (1) of the *Municipal Act*, 2001, S.O. 2001, c. 25, as amended, provides that the powers of a municipality under any Act shall be interpreted broadly so as to confer broad authority on municipalities to enable them to govern their affairs as they consider appropriate, and to enhance their ability to respond to municipal issues; and

WHEREAS Section 9 of the Act provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Act; and

WHEREAS Section 11 of the Act authorizes municipalities to pass by-laws respecting matters pertaining to structures, including fences and signs; and

WHEREAS subsection 99 (3) of the Act provides that all costs and charges incurred by the municipality for disposing of an advertising device may be recovered by the municipality as a debt owed by the owner of the device; and

WHEREAS the Council of the Corporation of the Township of Essa deems it advisable to pass a By-law to regulate and control signs and other advertising devices and the posting of notices within The Township of Essa to ensure they are: appropriate in size, number and location; compatible with their surroundings; consistent with the planning objectives of the Township; and, to ensure that they do not create a visual distraction or safety hazard for pedestrians or motorists;

NOW THEREFORE the Council of the Township of Essa enacts as follows:

1. That By-law 2008-15 be amended to add:

Section 1 - Definitions

“Vehicle” includes but is not limited to a vehicle, a trailer, an automotive-drawn highway vehicle, a highway or industrial-plant vehicle, a commercial vehicle, a tractor drawn vehicle designed to be hauled or to transport agricultural goods, produce, crops, plant or animal products, a farm implement, a hay wagon or a forage wagon.

Section 2 - Application Requirements

2.3.1 No person shall attach, affix or display any sign or advertisement on a vehicle, or a trailer, including but not limited to an automotive-drawn highway vehicle, a highway or industrial-plant vehicle, a commercial vehicle, a tractor drawn vehicle designed to be hauled or to transport agricultural goods, produce,

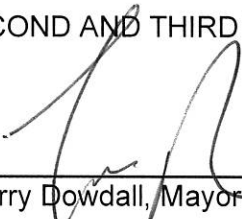
crops, plant or animal products, farm implement, a hay wagon or a forage wagon which is parked, stored or located on a site for the primary purpose of displaying said sign or advertisement.

Section 9 - Force and Effect


9.1 The Municipality may revoke a sign permit where the sign does not conform to this By-law or any other associated regulation, or where the Permit has been issued based on false or misleading information or undertakings, or if the Sign Permit was issued in error.

2. That this By-law shall come into force and take effect on the day it is passed.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME AND FINALLY PASSED on this the 3rd day of July, 2013.



Terry Dowdall, Mayor



Bonnie Sander, Clerk