

C I T Y O F B R A M P T O N

BY-LAW NO. 62-74

Being a By-law to regulate the use and erection of signs within the City of Brampton.

WHEREAS the Municipal Act of Ontario R.S.O. 1970, Chapter 284, Section 354(1) Paragraph 126, enables Municipalities to pass By-laws to prohibit or regulate signs or other advertising devices and the posting of notices on buildings or vacant lots within any defined area or areas or on land abutting on any defined highway or part of a highway; and to provide that signs or other advertising devices that on the day this By-law comes into force, which do not comply with this By-law, shall be made to comply with this By-law or be removed within a period of five (5) years:

NOW THEREFORE the Council of the Corporation of the City of Brampton hereby ENACTS as follows:

SECTION 1 ADMINISTRATION

- 1.1 This By-law may be cited as the Sign By-law of the City of Brampton.
- 1.2 This By-law shall be administered by the Building and Zoning Co-Ordinator, and in his absence this By-law shall be administered by the Deputy Co-Ordinator and/or his representatives.

SECTION 2 PURPOSE AND SCOPE

- 2.1 The purpose of this By-law is to provide minimum standards of sign design, production and attaching, to safeguard life and property, and to improve the appearance of commercial streets, by regulating and controlling the quality of materials, construction, illumination, installation, appearance and maintenance of all signs and visible sign structures.

SECTION 3 DEFINITIONS

- 3.1 ANIMATION shall mean any motion of a display, or any part thereof, whether by mechanical action or the flashing on and off of its lights.

- 3.2 ADVERTISING DEVICE shall mean any fancifully designed device or object creating a design and intended to be erected or located or affixed on any property; this shall include flags, banners, pennants, lights or any object intended for advertising purposes.
- 3.3 APPROVED COMBUSTIBLE MATERIALS shall mean wood or materials not more combustible than wood, which have been approved for specific sign uses.
- 3.4 APPROVED COMBUSTIBLE PLASTICS shall mean any plastic material which has been tested in accordance with ASTM standard method (d635-44) or by NRC, and burns no faster than 2.5 inches per minute in sheets of 0.060 inch thickness, and has been approved for specific sign uses.
- 3.5 BUSINESS IDENTIFICATION SIGN shall mean any sign which identifies the name of the business or enterprise, or which advertises the goods or services offered, on the premises on which it is located.
- 3.6 COMBINATION SIGN shall mean any sign which combines the characteristics of two or more types of sign.
- 3.7 DISPLAY SURFACE shall mean the surface of the sign upon, against or through which the message is displayed or illuminated.
- 3.8 DOUBLE FACED SIGNS shall mean any sign which has a message or advertising display on both sides, in the case that both sides are identical in wording and design, they shall be calculated as one sign.
- 3.9 ELECTRIC SPECTACULAR shall mean a relatively large illuminated display, whether animated or not, attached to a wall or to a ground structure, used to advertise businesses or products not necessarily found on the premises on which it is located.
- 3.10 ERECT shall mean to attach, install, hang, place, suspend or affix a sign, display or letters, or to build or construct a sign on location.
- 3.11 GROUND SIGN shall mean a sign (free-standing) in a fixed location wholly supported by uprights or braces in the ground and shall include painted bulletins, poster panels, pole and pylon signs.
- 3.12 ILLUMINATED SIGN OR DISPLAY shall mean and include direct, indirect, internal or external illumination.
- 3.13 LICENCE shall mean any Municipal or Provincial licence issued to persons or firms in the Municipality to conduct a sign, sign maintenance or erection business.

- 3.14 LOT shall mean a lot or Block on a registered plan of subdivision or described by metes and bounds in a registered deed and which complies with the provisions of the Planning Act, as amended from time to time, and which land in all events has lot frontage or abuts on a road owned by the City, Region or Province.
- 3.15 NON-COMBUSTIBLE MATERIALS shall mean any materials which will not ignite at or below a temperature of 550 degrees F., and will not continue to burn or glow at that temperature.
- 3.16 OVERHANG shall mean the amount of encroachment over public property.
- 3.17 PAINTED BULLETIN shall mean any relatively large sign used to advertise businesses or products not necessarily found on the premises on which it is located.
- 3.18 PAINTED FASCIA shall mean any panel, lettering or device painted directly along the fascia of a building.
- 3.19 PAINTED WALL shall mean any panels, lettering or devices painted directly on the exterior wall of a building.
- 3.20 PERMIT shall mean the permission in writing, on a form prepared by the City Building and Zoning Co-Ordinator to erect any sign which meets the requirements of this By-law, or any special dispensation.
- 3.21 PERSON shall mean and include any person, firm, partnership, association, corporation, company or organization of any kind. The singular number shall include the plural, and vice versa.
- 3.22 POLE SIGN shall mean any sign supported by a free-standing pole.
- 3.23 POSTER PANEL shall mean a relatively large sign to which paper advertising copy is pasted for businesses or products not necessarily found on the premises on which it is located.
- 3.24 PROJECTING SIGN shall mean any constructed sign which is attached to the wall of any building, or to any ground structure, and projects therefrom more than 12 inches beyond the wall of the building or face of ground structure.
- 3.25 PYLON SIGN shall mean any sign or display supported by a free-standing column or structure.
- 3.26 REVOLVING SIGN shall be any sign which, or any part of which, is designed to revolve on an axis.

- 3.27 SIGN OR DISPLAY shall mean any structure which identifies or advertises any business, enterprise, organization or product, on any premises, in such way as to be visible to the public on any street or thoroughfare.
- 3.28 SIGN FACE shall mean that portion of the sign, excluding the sign structure, which contains the message of the sign as displayed.
- 3.29 SIGN STRUCTURE shall mean the support, uprights bracing and framework of the sign or outdoor display.
- 3.30 STRUCTURAL TRIM shall mean the molding, battens, copings, nailing strips, latticing, platforms or irregular representations which are attached to the sign structure.
- 3.31 SWING SIGN shall mean any projecting sign suspended from a bar or other support, so that it yields with the wind and swings.
- 3.32 TEMPORARY SIGN shall mean a sign that is not erected in accordance with Sections 9, 10, 11, 12, 14 & 18 of this By-law and shall include mobile signs. Any sign that does not require a permit shall not be considered as a Temporary sign.
- 3.33 VEHICLE LETTERING shall mean any panel, lettering or device, painted or attached to any vehicle, including truck, wagon, cab, bus, cycle, etc.
- 3.34 V-TYPE DISPLAY shall mean any display with two faces, whose thickness or spread is greater at the edge of attachment than at the outer edge.
- 3.35 WALL SIGN shall mean any constructed sign or display attached across the face of a building, and approximately parallel thereto.
- 3.36 WINDOW AND DOOR LETTERING shall mean any message, panel, pictorial, etc., painted directly on the door or window, either inside or outside, or any printed, cut-out, molded or fabricated letters or characters attached to the window or door, and visible from the street.

SECTION 4 APPLICATIONS AND PERMITS

- 4.1 Except as otherwise provided in this By-law, no sign shall be erected, structurally altered or re-located until a permit for same has been issued by the City Building and Zoning Co-Ordinator.

4.2 APPLICATION: The application for a sign permit shall be made in writing on a form provided by the City Building and Zoning Co-Ordinator, giving the following information; The name and address of the owner of the sign; the name and address of the owner of the building to which the sign is to be attached or of the lot on which the sign is to be erected. The application shall be accompanied by drawings or blueprints in duplicate, which will show: the construction of the sign, with materials used; the method of erection; the location on the building or lot; the amount of overhang and the height above the sidewalk; the dimensions of the sign and its height above ground level. Every permit is issued upon the condition that it shall expire if the work, as allowed by the Permit, is not completed within six (6) months from the date of issuance. Applications may be made by the purchaser of the sign, or on his behalf by the person building or erecting the sign, but in either case the person constructing and/or erecting the sign shall be named thereon.

4.3 PERMIT: It shall be the duty of the City Building and Zoning Co-Ordinator and/or his representatives to issue a permit as expeditiously as possible, for any sign which conforms to the provisions of this By-law.

4.4 FEES: Payment in full for the permit fee of \$25.00 shall accompany the application for the permit, one half of which shall be rebated if the application be refused, and abandoned. The permit fee shall include the application examination and the initial inspection costs and subsequent inspection costs.

4.5 EXEMPTIONS: Lettering on windows, doors and vehicles shall not require a permit.

SECTION 5 MAINTENANCE:

5.1 The owner of any sign shall keep such sign, together with its supports, braces, guys and anchors, in good repair and in a proper state of preservation, as to safety and appearance.

SECTION 6 INSPECTION

- 6.1 (a) It shall be the duty of the City Building and Zoning Co-Ordinator and/or his representative to provide for the inspection of every sign erected under permit, within 30 days after the erection thereof, and thereafter at least once each year.
- (b) It shall be the duty of the City Building and Zoning Co-Ordinator and/or his representative to provide for the regular inspection of all signs visible from any street, whether subject to permit or not.
- (c) the City Building and Zoning Co-Ordinator and/or his representatives shall, in writing, order the correction forthwith, or the removal, of any sign erected under permit, which is not constructed or erected in conformity with the terms of the permit or the application therefore, or with any part of this By-law.
- (d) The City Building and Zoning Co-Ordinator and/or his representative shall, in writing, order the removal forthwith of any sign erected without a permit, which is not exempt therefrom.
- (e) The City Building and Zoning Co-Ordinator and/or his representative shall, in writing, order the immediate repair or removal of any sign found to be in faulty condition, in respect of safety, finish or illumination.
- (f) Failing the repair, correction or removal ordered, within fifteen (15) days of such order, the City Building and Zoning Co-Ordinator and/or his representative shall have the signs or sign work removed, at the expense of the owner thereof, and shall have the right to enter upon private property for this purpose.
- (g) In the event that any sign becomes an immediate hazard to public safety, the City Building and Zoning Co-Ordinator and/or his representative shall have such sign removed, or otherwise rendered safe, immediately, at the owner's expense.

SECTION 7 ENGINEERING: DESIGN, MATERIALS, ERECTION

7.1.(a) OBSTRUCTION: No sign or advertising device shall be so located upon any building as to obstruct any window, door, scuttle, skylight or fire escape, or so as to prevent free access of any member of the City Fire Department to any part of the building in case of fire.

7.1.(b) No sign or advertising device shall be so located upon any building or lot as to obstruct the corner daylighting vision angle measured 50 feet along both streets or highways from the corner point of intersection of the street lines of the said streets or highways.

7.2 WIND PRESSURE: All signs shall be designed, constructed and erected to withstand wind pressures not less than the provisions required for buildings or other structures in the Building By-laws as amended and in use within the City.

7.3 WIRES: No sign shall be so designed, constructed, erected or maintained as to interfere with any electric, telephone, telegraph or traffic signal wire, nor shall such sign in any way conflict with regulations of any local electric authority, telephone or telegraph company, or the police traffic division respecting such wires.

SECTION 8 ELECTRIC SIGNS

8.1 All electric signs shall bear the approval label of the Canadian Standards Association or the authority having jurisdiction over and control of the electrical utility.

8.2 ANIMATED DISPLAYS: No sign or display having any type of flashing elements visible from any residence in a contiguous residential area are permitted. No flashing sign shall be so coloured or located as to form a confusing background for, or in any way obstruct a traffic signal light.

8.3 BEACONS: No revolving beacons shall be erected at any location where it interferes with or may be confused with any authorized traffic sign, signal or device.

SECTION 9 WALL SIGNS

9.1 ERECTION: Wall signs not more than 15 square feet in area, and not more than 3" thick, may be attached to masonry walls with metal holdfasts placed not more than 24" apart on the perimeter; or on

wooden walls with wood nailing strips and wood screws of adequate size.

9.2 Wall signs more than 15 square feet in area, or more than 3" thick, shall be fastened with metal brackets attached with lag screws and expansion shields, or with through bolts, of sufficient size to support the weight of the sign.

9.3 No wall or facia sign shall extend more than 12" from the wall to which it is attached. Signs more than 3" thick shall be attached to the wall with the lowest portion of the sign at a height not less than 10 feet above the grade of the sidewalk or ground immediately thereunder, or not less than 15'-6" above the grade of any alley or lane.

SECTION 10 ROOF SIGNS

10.1 Roof signs shall be permitted on any building, providing, the roof structure is designed to withstand all live, dead loads and wind pressures. The application for a roof sign must be accompanied by a roof structure design and bear the stamp of a Civil or Structural Engineer who is a member of licensee of the Association of Professional Engineers of the Province of Ontario, under the Professional Engineers Act.

10.2 Roof signs shall be permitted only in the Commercial and Industrial zones.

SECTION 11 GROUND SIGNS

11.1 LOCATION:

- (a) The highest point of any ground sign shall be not more than 35 feet above the level of the street upon which it faces, or above grade at the sign location, whichever is higher.
- (b) No ground sign, other than a pole or pylon sign, or a sign in a residentially zoned area, shall be closer to the street property line than 20 feet.

11.2 ERECTION:

- (a) Supports for any ground sign shall be designed to withstand wind-load in any direction as indicated in Section 7.2.

- (b) Except in the case of temporary signs, all wood elements resting upon or sunk into the ground shall be treated by creosoting or other approved method to protect them from moisture deterioration.
- (c) If the rear of a ground sign is visible and less than 75 feet from a public thoroughfare or a residence, the rear thereof shall be made inoffensive by enclosing, painting, or otherwise.

11.3 MAINTENANCE:

The owner of any ground sign shall maintain it and the surrounding premises in a clean, sanitary and inoffensive condition, and free from rubbish or weeds.

SECTION 12 POLE AND PYLON SIGNS

12.1 LOCATION:

Poles or other supports shall be located entirely on private property, and set back from the nearest lot line a distance equal to half the height of the sign to a minimum of 10 feet whichever is the greater.

12.2 ERECTION:

- (a) Supports of pole or pylon signs shall be of sufficient strength, sunk a sufficient depth into the ground, and/or set in concrete footings of sufficient size to withstand wind loads as indicated in Section 7.2.
- (b) Wood poles of adequate size may be used to support temporary signs or non-illuminated signs of not more than 15 square feet in face area.

SECTION 13 SIGN REQUIREMENTS IN ZONED AREAS

13.1 COMMERCIAL ZONES:

No sign shall be erected or used in any commercial zone except in compliance with the following requirements:

- (a) Only one business sign may be erected to advertise a business or service lawfully conducted on the premises; provided that in a commercial shopping plaza or regional shopping centre one sign on each of two external walls of a business or service premises may be erected, provided, no sign shall exceed in area four (4) square feet for each lineal foot of

external wall length to which the sign is attached; and in any event, no such commercial sign shall exceed 300 square feet in size, or 20% of the wall face area whichever is the lesser.

(b) No sign on a building in a Commercial zone, not in a commercial shopping plaza or regional shopping centre shall exceed four (4) square feet for each lineal foot of lot frontage to a maximum of 300 square feet or 20% of wall face area whichever is the lesser; provided that

(i) for a building on a corner lot or a building at the corner of a street and pedestrian way, the frontage on each street lot line or on each pedestrian way lot line shall be deemed to be separate frontages for the purpose of calculating the permitted area of signs and the permitted area for each separate frontage shall not be combined to erect one or more signs on any one separate building frontage;

(ii) the signs shall be affixed flat against the walls of the said building. The signs shall not project higher than the parapet wall or eaves around the roof of the building. Where letters, figures or symbols are affixed to a wall to denote the name of the business or service, then the sign area shall be deemed to be the area contained within a line surrounding all of the letters, figures, or symbols, in a block, so as to totally enclose the letters, figures or symbols.

(c) Ground signs and pole signs may be allowed in Commercial zones, complying with Sections 11 and 12 of this By-law, and the sign face area shall be governed by Section 13, Sub-section 13.1.(a) and (b).

13.2.1 INDUSTRIAL ZONES

No sign shall be erected or used in any Industrial zone except in compliance with the following requirements:

- (a) one sign on an undeveloped lot or block and not to exceed one square foot for each 2 lineal feet of lot frontage or 200 square feet, whichever is the lesser.
- (b) one sign on an external wall, provided, no sign shall exceed four square feet for each lineal foot of external wall length to which the sign is attached and in no event shall the sign exceed 300 square feet or 20% of the wall face area whichever is the lesser. Ground signs are permissible in the Industrial zones complying with Sections 11 and 12 of this By-law, and the sign face area shall be governed by the provisions of this paragraph and Section 13.2.1 (a).
- (c) the minimum setback of a sign from the front lot line shall be 20 feet.

13.3 RESIDENTIAL ZONES

No sign shall be erected or used in any Residential zone except in compliance with the following requirements:

- (a) A sign not to exceed four (4) square feet in area advertising the name and profession of a physician having his residence and office on the lot on which the sign is located: a non-illuminated sign not exceeding six (6) square feet in area advertising the sale or lease of any building or structure or part thereof.
- (b) In a multiple residential zoned area no person shall erect or use a sign except as follows: one or more of the following may be erected on a lot: a non-illuminated sign not exceeding six (6) square feet in area advertising the sale or lease of any building or structure or part thereof; a non-illuminated sign not exceeding six (6) square feet in area for the purpose of safety or caution; a sign erected pursuant to Section 13.3(a); a sign containing the name of an apartment building not exceeding 200 square feet in sign face area.
- (c) Not more than two signs not exceeding 12 square feet in area, per sign, shall be permitted on a school or church lot, provided, the message on both sides is identical.

- (d) The erection or use of any illuminated signs in any residentially zoned area shall be prohibited.
- (e) No sign shall be erected or used in any residentially zoned area unless it be set back a minimum of ten (10) feet from the front lot line.
- (f) Ground signs are permissible in residential zones complying with Sections 11 and 12 of this By-law and that the sign face area shall be governed by the provisions in Section 13.3.1 (a) (b) and (c).
- (g) No sign erected or used in a commercial or industrially zoned area in Registered Plan 977 and within five hundred (500) feet or a residentially zoned area shall be permitted until sanctioned by the Municipal Council.

13.4 AGRICULTURAL ZONES:

- (a) No sign in an Agriculturally zoned area shall exceed thirty-two (32) square feet in size, and not more than one sign per lot shall be permitted.
- (b) Notwithstanding Section 13.4 (a), a No Trespass sign or Property for Sale sign shall be permitted, and shall be exempt from permit fee providing these signs do not exceed 6 square feet in area.
- (c) A pole sign may be erected in an Agricultural zone in compliance with Section 12.1.
- (d) A directional sign indicating the location of Agricultural products for sale on other lands may be erected on private property.
- (e) For the purpose of this section, lettering or symbols on a barn for identification shall not be construed to be a sign.

SECTION 14 MARQUEE SIGNS

- (a) All marquee signs shall be made of non-combustible material and be approved in accordance with Canadian Standards Association standards and shall otherwise conform to the provisions of Section 8 and 9 of this By-law.
- (b) Marquee signs shall be permitted only in commercial and industrial zones.

(c) SIZE AND LOCATION:

- (i) Marquee signs may be attached to any or all faces of the marquee, or supported above the faces thereof.
- (ii) A marquee sign may be of a length equal to the length of the face to which it is attached.

(d) ERECTION:

Marquee signs shall be securely attached to the main frame of the marquee, which must be adequately constructed to withstand the added dead weight and wind load of the signs as provided for in Section 7.2.

SECTION 15 TEMPORARY SIGNS

- 15.1 A permit may be issued for the installation in a Commercial or Industrial zoned area for a mobile or temporary sign subject to the approval of the Building and Zoning Co-Ordinator, with respect to the location and structural composition of the said mobile or temporary sign. Such mobile or temporary sign shall be limited to a period not to exceed Twenty-eight (28) days annually, which shall be broken up into four (4) individual time periods of seven (7) days each, on any one lot.
- 15.2 A minimum Permit fee of \$40.00 will be required for each of the seven day time periods of use as stated in Section 15.1 of this By-law.
- 15.3 Temporary signs shall not exceed 72 square feet in area and shall not have flashing lights.
- 15.4 Temporary signs shall, in all cases, be located on private property and set back ten (10) feet from the nearest lot line.
- 15.5 Signs which will encroach on public property must be approved by the Council of the Corporation of the City of Brampton and shall, if approved, require a permit fee to be paid.
- 15.6 Signs of canvas, cloth or similar material to be suspended over any public thoroughfare shall require the approval of the Council of the Corporation of the City of Brampton before a permit may be issued therefor.

SECTION 16 EXEMPTION FROM PERMIT FEE

- 16.1 Nothing in this By-law shall apply to regulate signs erected to promote a Candidate for Elected Office, provided that any such sign so used shall be removed from public view within forty-eight (48) hours after the close of the Election for which it was erected.
- 16.2 WINDOW AND DOOR LETTERING:
Signs or Sign work in these categories shall not require permits.
- 16.3 Nothing in this By-law shall prevent the erection or use of one sign having an area of not more than One Hundred (100) square feet located on the premises on which construction is being carried out provided such sign shall be removed upon completion of construction and used only for the identification of Architects, Owners and Contractors and such sign shall be exempt from permit, but particulars of size and location must be filed with the Building Department.
- 16.4 "No Trespassing" sign and Real Estate signs advertising the sale or lease of any building or structure or part thereof.
- 16.5 Directional signs in the Agricultural zone used to advertise the sale of products on other lands shall be exempt providing they do not exceed 9 square feet in area..

SECTION 17 PAINTED BULLETINS, POSTER PANELS, ELECTRIC SPECTACULARS

- 17.1 Painted bulletins, poster panels, and electric spectaculars shall comply with the provisions for ground, wall and electric signs in this By-law.
- 17.2 Such signs are prohibited in park and residential areas.

SECTION 18 AWNING AND CANOPY SIGNS

- 18.1 PERMITS: Permits for all signs on awnings and canopies shall be required.
- 18.2 MESSAGE: No advertising shall be placed on any awning or canopy, except that the name, address and phone number of the owner, and the industry, business or pursuit conducted within the premises, or any products sold or services rendered therein may be painted or otherwise permanently placed thereon. Such advertising shall not extend beyond the surface of the awning or canopy.

SECTION 19 UNLAWFUL SIGNS

19.1 It shall be unlawful for any person to paste, paint, print, nail, tack, or otherwise fasten any card, banner, handbill, sign, poster or other advertisement or notice of any kind, on public property, on any wall, curb, pole, hydrant, fence, bridge post or tree upon any public thoroughfare, or on private property without the consent of the owner or lessee of such private property, except as may be otherwise provided in this By-law, or as may be permitted or required by any other By-law of the Corporation of the City of Brampton.

SECTION 20 LIABILITY FOR DAMAGES

20.1 The provisions of this By-law shall not be construed as relieving or limiting the responsibility or liability of any person erecting or owning any sign or display for personal injury or property damage resulting from the negligence or wilful acts of such person, his agents, or employees, in the construction, erection, maintenance, repair or removal of any sign erected in accordance with a permit issued hereunder. Nor can it be construed as imposing upon the City of Brampton or its officers or employees any responsibility or liability by reason of the approval of any signs, materials or devices under provision of this By-law.

SECTION 21 NON-CONFORMING EXISTING SIGNS

21.1 Every sign or other advertising device that on the day this By-law comes into force does not comply with this By-law, shall be made to comply with this By-law by the owner of such sign or advertising device or the owner of the land on which it is situated, or it shall be removed by the owner thereof or by the owner of the lands on which it is situated within five (5) years from the day this By-law comes into force. The provisions of this section shall not apply to temporary or mobile signs.

SECTION 22 PENALTIES

22.1 Any person violating any of the provisions of this By-law shall, upon conviction thereof, be fined the sum not exceeding \$1,000.00

for each offence, exclusive of costs. Every such fine is recoverable under the Summary Convictions Act.

SECTION 24 PROHIBITION

24.1 No roof sign or sign projecting over the wall of a building or lot line shall be permitted.

SECTION 25 PERMIT FEES

25.1 Signs within any zoned area ----- \$25.00.

SECTION 26 EFFECTIVE DATE

26.1 This By-law shall come into force and take effect from the date of its final passing and enactment.

SECTION 27 REPEAL

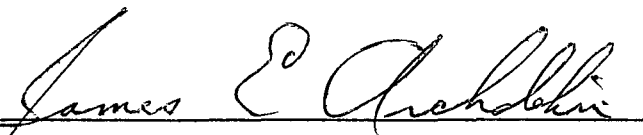
This By-law hereby repeals the following By-laws:

Former Town of Brampton - By-laws 2653, 2396, 2654, 1042 and 1297.

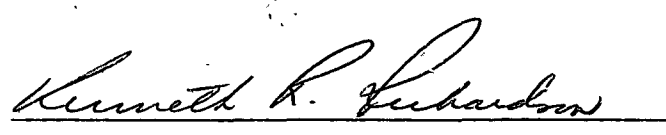
Former Township of Chinguacousy - By-laws 176-72 and 27-73.

Former Township of Mississauga - By-laws 10678 and 7635.

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED in Open Council this 24th day of June, 1974.



Mayor



Clerk.