



THE CORPORATION OF THE TOWN OF ESPANOLA

BYLAW NO. 2559/13

Being a Bylaw to Regulate Election Signs

WHEREAS pursuant to Section 23 (1) and 99 of the *Municipal Act, 2001 S.O. c25*, the Council of the Corporation of the Town of Espanola may pass a bylaw to prohibit or regulate structures, including signs and other advertising devices;

AND WHEREAS the Council of the Town of Espanola deems it desirable to pass a bylaw to regulate election signs for the purpose of avoiding traffic hazards and unsightly appearance;

NOW THEREFORE the Council of the Corporation of the Town of Espanola hereby enacts as follows:

1.0 General Guidelines:

1. Election signs shall be permitted in any Zone following declaration of a Provincial or Federal election, or 60 days before a Municipal election.
2. Election signs shall be removed within one (1) week following the date of the election.
3. Municipal election signs shall only be permitted for candidates running for office within the Town of Espanola.
4. An Election Signs Application P99-01705 shall be completed and submitted to the Municipal Office in the Town of Espanola prior to erecting any signs. A \$100.00 deposit shall be made with the municipality prior to erecting any signs. This deposit is refundable once the signs have been removed.

2.0 Signs on Private Property

1. Election signs shall be permitted on a lot provided:
 - (a) The sign is affixed to the ground and is not nailed or fastened in any way to a tree, or any other similar plant or structure.
 - (b) The sign shall not be more than 1 metre (3.3 feet) in height and must be located 3.05 metres (10 feet) back from the property line to ensure maximum visibility.
 - (c) The sign shall not be erected so as to obstruct the vision of drivers of motor vehicles or pedestrians.
 - (d) The sign shall not be erected within a sight triangle. A sight triangle shall mean the triangular space formed by the street lines of a corner lot and a line drawn from a point in one street line to a point in the other street line, each such point being 6.0 m from the point of intersection of the street lines (measured along the street lines). Where the two street lines do not intersect at a point, the point of intersection of the street lines shall be deemed to be the intersection of the projection of the street lines or the intersection of the tangents to the street lines.
 - (e) Permission is granted by the lot owner for the sign to be erected.

3.0 Signs on Public Property

1. (a) Election signs shall be permitted on the untravelled portion of streets provided:
 - (b) Such signs do not interfere with the safe movement of pedestrians and vehicles on such streets, or cause disruption to the maintaining or use of the street by the municipality or any utility or other similar authority.

(c) The sign is affixed to the ground and is not nailed or fastened in any way to a utility pole, traffic control sign or device, tree, or any other similar plant or structure.

(d) The height of the sign does not exceed 1 metre (3.3 feet).

(e) The sign is set back a minimum of 0.3 metres (1 foot) from a sidewalk.

(f) The sign is set back from the edge of the travelled roadway or the gravelled shoulder of the roadway or curb line, as the case may be, a minimum distance of 3.05 metres (10 feet).

(g) Signs shall not be located in, at, or around any municipal facility, building, or public park.

4.0 Area Around a Voting Place

When a voting place is located within public premises the entire property of the voting place and all the boundaries associated with it are considered part of that voting place.

On both public and private premises, "premises" includes the parking lot, adjoining fences and adjacent road allowances. The town of Espanola utilizes only a specific area for a voting place and has no jurisdiction over adjacent properties, for example over political signs posted on street corners or passing cars advertising a candidate.

5.0 No Campaigning at a Voting Place

The Municipal Elections Act stipulates that no person shall attempt to influence, directly or indirectly, how the elector votes and no person shall display a candidate's election campaign material or literature in a voting place.

Clothing or accessories that identify a candidate such as signs, buttons, slogans, logos, advertising, etc., are not permitted. Voting screens will be checked regularly for markings and campaign literature.

6.0 Enforcement


The Clerk Treasurer/Administrator (or designate) shall be the final arbitrator regarding the intent or interpretation in any matter associated with this Bylaw.

Any signs found to be placed in contravention of this guideline may, at the discretion of the Clerk Treasurer/Administrator (or designate), be removed and disposed of by the Town of Espanola without notice or compensation to the affected candidate.


7.0 PENALTY

Every person who contravenes any of the provisions of this bylaw is guilty of an offence and upon conviction under the Provincial Offences Act is liable to a fine and another other penalty imposed under the Act as defined in this bylaw.

Read a first, second and third time and finally passed in open Council on this 26th day of November 2013.



Mike Lehoux
Mayor



Cynthia Townsend
Clerk Treasurer/Administrator



Election Signs Application

An election signs deposit may be filed with the Municipal Office:

- In person or by mail to: 100 Tudhope Street, Ste 2, Espanola, ON P5E 1S6
- In person at 100 Tudhope Street, Ste 2, Espanola, ON
- Payment must be made by debit, cash, cheque or money order payable to: the Town of Espanola.

Election Details

Type of Election			Date of Election
<input type="checkbox"/> Municipal	<input type="checkbox"/> Provincial	<input type="checkbox"/> Federal	

Candidate Information

Full Name		Email	
Complete Address			
Campaign Office Address			
Home Phone	Business Phone	Cell Phone	Fax
I am making a deposit of \$100 which entitles me to erect elections signs in the Town of Espanola in compliance with Bylaw 2559/13 regulating Election Signs.			
Candidate Signature		Date	

Campaign Contact

Provide the name and phone number of a campaign contact designated to answer calls from the Town of Espanola regarding Election Signs.	
Name of Contact	Contact Phone Number

Agent

Full Name		Email	
Complete Address			
Home Phone	Business Phone	Cell Phone	Fax

The information collected on this form is used to administer election signs deposits and refunds, if any, in accordance with Bylaw 2559/13 and for Municipal Bylaw enforcement. Questions about this collection can be directed to the Clerk Treasurer/Administrator, Town of Espanola, 100 Tudhope Street, Ste 2, Espanola, ON P5E 1S6 or by phone at 705-869-1540.