



BY-LAW NO. 2267/10

**Being a By-law Respecting Municipal Addressing
In the Town of Espanola**

WHEREAS Section 10(2) of the **Municipal Act, 2001**, as amended, permits councils of local municipalities to pass by-laws and make regulations for the health, safety, and well-being of persons within the municipality;

AND WHEREAS Section 10(2) of the **Municipal Act, 2001**, as amended, permits councils of local municipalities to pass by-laws and make regulations for the protection of persons and property within the municipality;

AND WHEREAS this by-law provides the orderly assignment of municipal address numbers within the Town of Espanola;

AND WHEREAS this by-law provides for the proper maintenance of municipal address numbers by owners of properties within the Town of Espanola;

AND WHEREAS the orderly assignment and the proper maintenance of municipal address numbers is required for the effective and efficient delivery of municipal services, including emergency services, required to protect the health, safety and well being of persons and for the protection of property and persons;

The Corporation of the Town of Espanola by the Council thereof hereby enacts as follows:

1. DEFINITIONS

In this by-law:

Building - means a structure occupying an area greater than ten (10) square metres, consisting of a wall, roof and floor or any of them, or a structural system serving the function thereof, including all the works, fixtures and service systems appurtenant thereto.

Frontage or Front Lot Line – means the portion of the property abutting the roadway.

Lot – means a parcel of land which is capable of being legally conveyed in accordance with the provisions of the **Planning Act**, RSO 1990, c.p. 13.

Roadway - means a private or public thoroughfare for the passage of vehicles with reference to which the Building is assigned a Municipal Number.

Municipal Address Number - means a number assigned by the Town pursuant to this by-law for the purpose of identifying all private and municipally owned buildings within the Town of Espanola;

Municipal Number Sign – means a sign bearing the Municipal Number.

Owner - means the registered owner(s) of specific lands or property, or their authorized agent in lawful control of the lands or property;

Town - means the Corporation of the Town of Espanola.

Unit – means a separately rentable area within a Building.

2. ASSIGNMENT OF MUNICIPAL NUMBERS

The Clerk or his/her designate is hereby authorized to assign municipal address numbers to Buildings or Lots within the Town in reference to Roadways.

3. POSTING OF MUNICIPAL ADDRESS

Every Owner shall ensure that a Municipal Number is posted on a Building, signpost or fixed object in accordance with the Town in reference to Roadways.

4. STANDARDS FOR MUNICIPAL NUMBER SIGNS

- a) Every Municipal Number Sign shall be made from durable waterproof material.
- b) Every Municipal Number Sign shall bear numbers or characters not less than 76mm (3 inches) in height.
- c) Every Municipal Number Sign shall be in contrasting colour to the background.
- d) Every Municipal Number Sign shall be located facing the Roadway in a manner that the Municipal Number is clearly visible from the Roadway.
- e) Where the Building to be numbered is 15.2 m (50 feet) or more from the Front lot line, a Municipal Number Sign shall be posted on a signpost or other fixed object near the driveway and within 1.0 m (3 feet) of the property line at a height between 1.2 m and 1.8 m (4 – 6 feet) above grade level, or in such other location as is approved by the Chief Building Official.
- f) Where the Building to be numbered is less than 15.2 m (50 feet) from the Front lot line, the Municipal Number Sign shall be affixed to the portion of the Building or displayed over the garage fronting on the roadway or on a signpost or other fixed object located between the Building and the front lot line, and not placed or displayed higher than the first storey of the Building or garage or in such other location as is approved by the Chief Building Official.
- g) Where, in the opinion of the Chief Building Official, additional signage is required to identify a Building or property abutting more than one street, the Chief Building Official shall provide thirty (30) days written notice to the Owner that additional signage is required, and in default of the Owner erecting such signage, the Town may erect a Municipal Sign in accordance with the provisions of Section 5 of this by-law.
- h) The Municipal Number shall be displayed in numeral form (e.g. 116) and not written form (e.g. One Hundred and Sixteen).

5. WORK PERFORMED BY THE CITY

Where an Owner has failed to install a Municipal Number sign in compliance with the standards set out in this by-law, or to repair or replace a Municipal Number Sign that has been damaged, removed, stolen, or is missing or incorrectly placed, the city may erect, repair or replace the Municipal Number Sign and the associated expense may be recovered from either the Owner of the lot or Building or any person responsible for the cause of damage, obstruction of visibility or loss of legibility, and said expense may be collected from the Owner in the same manner as taxes.

6. PROHIBITIONS

No Person shall:

- a) Fail to post or erect a Municipal Number Sign at each primary entrance to a building, and, if applicable, at each entrance to each Unit;
- b) Post a number, other than the Municipal Number, on a Building or on a Municipal Number Sign;
- c) Post or erect a Municipal Number Sign other than in accordance with the provisions of this by-law;
- d) Cause or permit the construction of a Building until a Municipal Number has been assigned to the Building and a Municipal Number Sign has been posted on the Lot;

- e) Cause or permit a Municipal Number Sign to be obstructed or defaced;
- f) Fail to maintain a Municipal Number Sign in a legible condition; or
- g) Remove a Municipal Number Sign, other than as may be strictly necessary for the immediate repair or replacement of the Municipal Number Sign.

7. SEVERABILITY

Should any section, subsection, clause or provision of this by-law be declared by a Court of competent jurisdiction to be invalid, the remainder of the by-law shall remain in effect, save and except for the part declared to be invalid.

8. OFFENCE

Any person who contravenes any provisions of this bylaw is guilty of an offence and, upon conviction is liable to a fine or penalty as provided for in the ***Provincial Offences Act***, as amended.

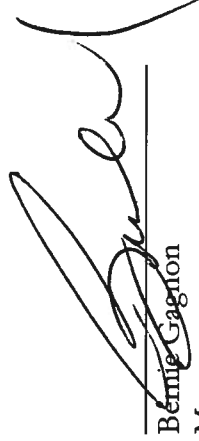
9. SHORT TITLE

This By-law may be cited as the “Municipal Addressing By-law”.

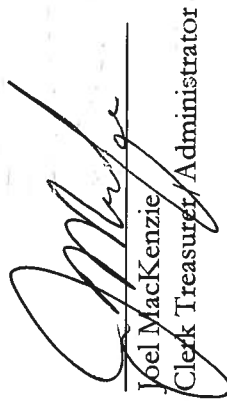
10. EFFECTIVE DATE AND REPEAL

- a) This by-law shall not come into effect until approved by the Council of The Corporation of The Town of Espanola and short form wording has been approved by the Ontario Court of Justice.

That this by-law be read a first, second and third time and finally passed in open Council on this 11th day of May 2010.



Bernice Gagnon
Mayor



Joel MacKenzie
Clerk/Treasurer/Administrator