

CITY OF PRINCE GEORGE

Election and Political Signs Bylaw

Bylaw No. 8867, 2017

CONSOLIDATED VERSION

CONSOLIDATED FOR CONVENIENCE Revised: April 12, 2022

CONSOLIDATED VERSION CITY OF PRINCE GEORGE ELECTION AND POLITICAL SIGNS BYLAW NO. 8867, 2017

This is a consolidation of the bylaws listed below and includes amendments up to the date noted on the cover page. This documents is for convenience only and is not the legal or official version. Certified copies of the original bylaws should be consulted for all interpretations and applications of the subject Bylaw. Copies can be obtained through the Legislative Services Division at City Hall.

AMENDING BYLAW	EFFECTIVE DATE	AMENDMENTS
9295, 2022	April 11, 2022	Amendments to Section 1.3 Definitions; Replacement of Schedule "B" ES-01 and ES-02,

Document Number: 623065

CITY OF PRINCE GEORGE BYLAW NO. 8867. 2017

A Bylaw of the City of Prince George to establish regulations for election and political signs.

WHEREAS Council wishes to allow the reasonable use of election and political signs while preventing visual unsightliness and ensuring public safety;

NOW THEREFORE the Council of the City of Prince George, in open meeting assembled, **ENACTS AS FOLLOWS:**

Amending Bylaws

1. Section 1 - INTRODUCTION

1.1 Title

1.1.1 This Bylaw may be cited as the "City of Prince George Election and Political Signs Bylaw No. 8867, 2017".

1.2 General Provisions

- **1.2.1** Unless otherwise defined herein, all words and phrases in this Bylaw shall have the meaning given to them in the *Local Government Act* and the *Community Charter*.
- **1.2.2** If any part, section, sub-section, clause, or sub-clause of this Bylaw is, for any reason held to be invalid by the decision of a Court of competent jurisdiction, such a decision does not affect the validity of the remaining portions of this Bylaw.
- **1.2.3** This Bylaw applies only to Election Signs.
- **1.2.4** This Bylaw does not apply to Provincial arterial highways such as Highway 16 and Highway 97. Election Signs located within the right of way of a Provincial arterial highway are governed by the requirements of the Provincial Government Ministry responsible for administration of the *Transportation Act*.
- **1.2.5** Except as provided otherwise in this Bylaw, an Election Sign must not:
 - a. be located on a balcony or roof of a Building;
 - b. have attachments such as balloons, kites, an electronic message centre or inflatable devices; or
 - c. be illuminated, electrified, animated, moving or flashing.

1.3 Definitions

In this Bylaw;

"Animated Election Sign" means an Election Sign on which movement or change of lighting is used to depict action or create a special effect, and any Election Sign on which the message changes more that 24 times in a 24 hour period, but excludes digital time or temperature display.

BL9295

- "Authorized Person" means the person appointed by Council as head of the Planning and Development Department, or a person designated in writing by the head of the Planning and Development Services Department to carry out any act or function under this Bylaw.
- **"Boulevard"** means that portion of a Highway area between the curb lines or the lateral lines or the shoulder of a roadway and the adjacent property line.
- **"Building"** means a temporary or permanent Structure designed, erected, or intended for the shelter, enclosure or occupancy of persons or property including animals, materials, chattels and/or equipment. Any tent, awning, bin, bunk, container, vessel, vehicle or trailer used for the purposes above shall be deemed a building.
- **"Bylaw Enforcement Officer"** means an officer or employee of the City who has responsibility for inspection and enforcement relating to bylaw compliance.
- "Candidate" means a Person who is a candidate for election pursuant to the Local Government Act, the School Act (BC), the Election Act (BC), or the Canada Elections Act, or a Person represented as a candidate on an Election Sign.
- "Centre Median" means an area designated for the segregation of lanes of traffic on a roadway, designated either by lines or by landscaping.
- "Chief Election Officer" means the person appointed as the chief election officer pursuant to the Local Government Act.
- "City" means the City of Prince George.
- "Council" means the Council of the City.
- "Election Sign" includes any Sign primarily intended to promote the activities or the cause of any political group or entity or to encourage or discourage any Person to vote in any manner at an election or public referendum, whether Federal, Provincial, Municipal or other.
- "General Voting Day" means "polling day" under the Canada Elections Act, or "General Voting Day" under the Local Government Act, School Act (BC), or

Election Act (BC), whichever is applicable.

"Highway" includes every highway within the meaning of the *Highway Act*, and every road, street, lane or right of way designed or intended for or used by the general public for the passage of vehicles, and every private place or passageway to which the public, for the purpose of the parking or servicing of vehicles, has access or is invited; and includes the roadway, shoulder, Boulevard, ditch and Sidewalk area and whatever lands lie between the property lines of the highway.

"Park" means any outdoor land specifically for passive or active recreation including tot- lots, playgrounds, walkways, trails, environmentally significant areas, forest reserves, wildlife sanctuaries, greenbelts, conservation areas, allotment gardens, buffers, nature and cultural interpretation areas, and similar land uses. It includes all landscaping, facilities, sports fields, accesses, trails, Buildings and Structures consistent with the general purpose of parkland. It does not include a campground or manufactured home park.

"Person" means any individual, association, company, corporation, firm, organization, or partnership singular or plural, of any kind.

"Place" means to place, erect, affix, or attach.

"Roadway Structure" means a bridge, overpass, guardrail, retaining wall, fence, concrete barrier, fire hydrant, street light pole, utility pole and crosswalk pole.

"Sidewalk" means the area between the curb lines or lateral lines of a roadway and the adjacent property lines improved for use of pedestrians.

"Sign" means any Structure, device, fixture, poster, or visual representation that uses colour, form, graphic, illumination, symbol, or writing to advertise, announce the purpose of, or identify the purpose of a Person or entity, or to communicate information of any kind to the public.

"Sign Face" means the display area of an Election Sign on which lettering, symbols, or pictures appear. Lettering on both sides of a Sign Face is considered two (2) Sign Faces.

"Structure" means a construction of any kind, whether fixed to, supported by or sunk into land or water or attached or affixed to any other construction and includes Buildings.

"Traffic Control Device" means a Sign, signal, line, meter, marking, space, barrier or any other device erected or placed under the authority of the "City of Prince George Highways Bylaw No. 6056, 1993", as amended or replaced from time to time, for the purpose of warning, regulating, guiding or directing traffic.

2. Section 2 - ELECTION SIGN PLACEMENT AND LIMTS

2.1 Duration, Size and Height Limits

- **2.1.1** A Person must not Place, or permit to be Placed, an Election Sign on public or private property, except:
 - a. in relation to federal elections and by-elections, from the time the writ of election is issued until three (3) days after General Voting Day;
 - b. in relation to provincial elections and by-elections, from the time the writ of election is issued until three (3) days after General Voting Day;
 - c. in relation to local government and school trustee elections and byelections from the first day of the nomination period until three (3) days after General Voting Day;
 - d. in relation to federal or provincial referenda or plebiscites, from the day that the text of the question is approved by the federal parliament or by the provincial legislature, as the case may be, until three (3) days after the General Voting Day;
 - e. in relation to local government referenda or plebiscites, from the day that the text of the question is approved by Council or the Board of the Regional District of Fraser-Fort George by bylaw or by resolution, as the case may be, until three (3) days after General Voting Day;
 - f. in relation to provincial recall or initiative campaigns, from the day that an application for recall or initiative is approved by the Chief Electoral Officer for British Columbia until three (3) days after the final disposition of the matter.
- **2.1.2** A Person shall not Place, or permit to be Placed, on public property an Election Sign:
 - a. with a Sign Face exceeding three square metres (3.0 m²) in area;
 - b. with more than four (4) Sign Faces; nor
 - c. that exceeds 2.45 metres in height, as measured from the grade of the site on which the Election Sign is placed to the top of the Election Sign or its supporting structure; whichever is greater, as shown on Schedule "A" attached to and forming part of this Bylaw.

- **2.1.3** A Person shall not Place, or permit to be Placed, on private property an Election Sign:
 - a. with a Sign Face exceeding one and a half square metres (1.5 m²) in area:
 - b. with more than four (4) Sign Faces; nor
 - c. that exceeds 2.0 metres in height, as measured from the grade of the site on which the Election Sign is placed to the top of the Election Sign or its supporting structure, whichever is greater.

2.2 Placement on City Property

- **2.2.1** A Person must not Place, or permit to be Placed, an Election Sign on:
 - a. a City Highway or right of way;
 - b. a Boulevard, Centre Median, Sidewalk, or in a Park;
 - c. any Roadway Structure or Traffic Control Device;
 - d. a tree, bush, planter, waste or recycling receptacle, newspaper box, mail box, Sign post, bridge, tunnel or overpass Structure, or in any garden; or
 - e. any other City-owned property, including land, Buildings, Structures, and equipment.
- **2.2.2** As an exception to subsection 2.2.1 b., Election Signs may be Placed on a Boulevard immediately in front of a parcel used solely for residential purposes with the consent of the property owner, occupant, or the strata corporation in the case of a parcel containing strata lots.
- **2.2.3** As an exception to subsection 2.2.1, Election Signs may be Placed in the locations as set out in Schedule "B" attached to and forming part of this Bylaw.

2.3 Placement on Private Property

2.3.1 Election Signs may not be Placed on private property without the approval of the property owner or occupant, or the strata corporation in the case of a parcel containing strata lots.

2.4 Hazardous Placement

- **2.4.1** A Person must not Place, or permit to be Placed, on public or private property, an Election Sign:
 - a. that overhangs City-owned property;

- b. within three (3) metres of a fire hydrant; or
- c. that obstructs, simulates or detracts from the visibility of regulatory Signs or other Traffic Control Devices.

2.5 Animated Election Signs

2.5.1 Animated Election Signs may not be Placed on private property without the approval of the property owner and must be in accordance with the provisions relating to "Animated Signs" in the City of Prince George Sign Bylaw No. 7202, 2001, as amended from time to time. Notwithstanding anything to the contrary set out in this Bylaw, the size of Animated Election Signs on private property shall be governed by the provisions of the City of Prince George Sign Bylaw No. 7202, 2001, as amended from time to time.

3. Section 3 - USE OF CITY OF PRINCE GEORGE LOGO

3.1 Except as authorized in writing by the City, no Person is permitted to display on an Election Sign or other election advertising a logo, trademark or Official Mark, in whole or in part, owned or licensed by the City.

4. Section 4 - ENFORCEMENT

- **4.1** A Bylaw Enforcement Officer may remove, and the Chief Election Officer may order the removal of, any Election Sign that is Placed, or permitted to be Placed, in contravention of any provision of this Bylaw.
- **4.2** Election Signs removed pursuant to Section 4.1 will be stored at a City facility and may be claimed by a Candidate or Candidate representative, or a Person authorized by a Candidate or Candidate representative, referendum proponent, opponent or advertising sponsor registered with Elections BC or Elections Canada.
- **4.3** Election Signs removed pursuant to Section 4.1 and not claimed within seven (7) days after the period set out in Section 2.1.1 of this Bylaw, become the property of the City and may be destroyed or otherwise disposed of by the City without notice to any Person.

5. Section 5 - OFFENCE AND PENALTIES

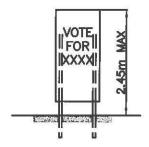
- **5.1** A Bylaw Enforcement Officer may initiate enforcement of this Bylaw as follows:
 - a. by means of a ticket under the Community Charter:

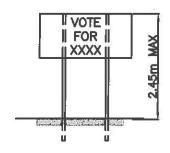
- b. by Bylaw Notice in accordance with the "Local Government Bylaw Notice Enforcement Act"; or
- c. by a combination of the above noted methods in a. and b.
- **5.2** Council hereby delegates the authority to refer any disputed tickets issued pursuant to the *Community Charter*, to the Provincial Court, to Bylaw Enforcement Officers, and the Authorized Person.
- 5.3 With respect to enforcement further to a Bylaw Notice issued pursuant to the *Local Government Bylaw Notice Enforcement Act*, the fines outlined in Schedule "B" of the "City of Prince George Bylaw Notice Enforcement Bylaw No. 8813, 2016", as amended or replaced from time to time, shall apply.
- 5.4 Except as otherwise provided in this Bylaw, or the "City of Prince George Bylaw Notice Enforcement Bylaw No. 8813, 2016", and amendments thereto, any Person who violates any of the provisions of this Bylaw or who suffers or permits any act or thing to be done in contravention of this Bylaw, or who refuses, or omits or neglects to fulfill, observe, carryout or perform any duty or obligation imposed by the Bylaw shall be liable on summary conviction to a fine not exceeding Ten Thousand Dollars (\$10,000.00).
- **5.5** Every day during which any violation, contravention or breach of this Bylaw continues shall be deemed a separate offence.

			CORPORATE	OFFICER
				MAYOR
ADOPTED THIS 21 st BY A MAJORITY COUNCIL PRESENT AND ELIGIBLE	DAY OF TO VOTE.	AUGUST DECISION OF	ALL MEMBERS	, 2017 OF CITY
All three readings passed by a Council present and eligible to vote	MAJORITY e.	decision	of Members	of City
READ A THIRD TIME THIS	24 th	DAY OF	JULY	, 2017.
READ A SECOND TIME THIS	24 th	DAY OF	JULY	, 2017.
READ A FIRST TIME THIS	24 th	DAY OF	JULY	, 2017.

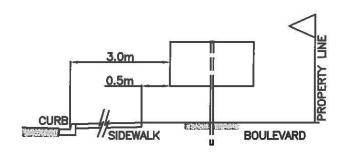


GUIDE FOR SIZE & LOCATION OF POLITICAL SIGNS

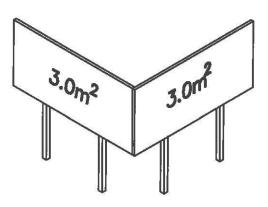




- MAXIMUM SIZE OF ANY ONE SIGN IS 3.0m². TOP OF SIGN MAY NOT BE MORE THAT 2.45m ABOVE GROUND.



KEEP SIGN 0.5m FROM FROM EDGE OF SIDEWALK AND 3.0m FROM THE HIGHWAY,



SIGNS MAY HAVE UP TO 4 SIGN FACES, EACH SIDE A MAXIMUM OF 3.0m².

DATE OF REVISION

JUL 2017

BYLAW NO. 8867

SCALE

N.T.S.

SCHEDULE A

Schedule "B" to Bylaw No. 8867, 2017

Permitted Election Sign Locations

Site Identifier	Location
ES-01	Austin Road East and Highway 97
	(see attached map)
ES-02	Foothills Boulevard and Austin Road
	(see attached map)
ES-03	Foothills Boulevard and North Nechako Road
	(see attached map)
ES-04	Foothills Boulevard and North Otway Road
	(see attached map)
ES-05	Foothills Boulevard and 1st Avenue
	(see attached map)
ES-06	Foothills Boulevard and 5th Avenue
	(see attached map)
ES-07	Ospika Boulevard and 15 th Avenue
	(see attached map)
ES-08	Queensway and Patricia Boulevard
	(see attached map)
ES-09	Ospika Boulevard and 22 nd Avenue
	(see attached map)
ES-10	Queensway and Village Avenue
	(see attached map)
ES-11	University Way and Ceremonial Road
	(see attached map)
ES-12	Ferry Avenue and Highway 16 (see attached
	map)
ES-13	Ferry Avenue and Clapperton Street
	(see attached map)
ES-14	Tyner Boulevard and Highway 16
	(see attached map)

