

**TOWN OF ONOWAY
BY-LAW 708-13**

**BEING A BYLAW IN THE VILLAGE OF ONOWAY,
IN THE PROVINCE OF ALBERTA,
TO REGULATE AND CONTROL THE PLACING
OF ELECTION SIGNS ON MUNICIPAL OWNED OR CONTROLLED PROPERTY.

WHEREAS the Council of the Town of Onoway deems it necessary to regulate and control the placing of election signs on Town owned property to avoid urban pollution by an excessive proliferation of signs during elections and for public safety;

NOW THEREFORE the Council of the Town of Onoway duly assembled hereby enacts that:

I. DEFINITIONS:

1. In this bylaw, unless the context otherwise requires:
 - a) "boulevard" shall mean the strip of land between the curb and the sidewalk and between the sidewalk and the property line, or where there is no sidewalk, the strip of land between the curb and the property line. Where there is no curb the meaning shall be extended to include the strip of land between the near edge of the roadway and the property line;
 - b) "candidate" shall mean any person who has filed nomination papers to run in an election;
 - c) "crosswalk" shall mean any part of a street or road at an intersection or elsewhere which is distinctly marked by lines, signs or other markings as an area where pedestrians may cross the street or road;
 - d) "election" shall mean an election or by-election for members of Parliament, the Legislative Assembly of Alberta, the Council of the Town of Onoway, the Northern Gateway School Division or any other election held pursuant to the provisions of the Local Authorities Election Act, S.A. 1983, Chapter L-27.5;
 - e) "election sign" shall mean any sign with a candidate's name on it displayed for promoting the election of the candidate but does not include a billboard sign which a candidate or prospective candidate has rented from a commercial advertising company.
 - f) "land" shall mean any real property of which the Town is the registered owner or has control of;
 - g) "Nomination Day" means the day on which a candidate must file his or her nomination papers to run in an election;
 - h) "property" shall mean any land, buildings, fixtures or chattels owned by the Town and without limiting the generality of the foregoing includes such things as fire hydrants, fences, walls and all equipment and accessories required for the operation of the Town's utility services;
 - l) "traffic control device" shall mean any sign, signal, marking or device placed, marked or erected along a street or road or at an intersection for the purpose of regulating, warning or guiding traffic and includes any lines, signs or other markings designating a crosswalk.

II. REGULATIONS

1. All candidates who wish to erect signs on property owned by the Town shall complete an application to do so in the form which is Schedule "A" to this bylaw.
2. A candidate who wants to erect election signs on a vacant parcel of land owned by the Town, which is not pursuant to the provisions of this By-law a prohibited area, shall follow the requirements set out in the policy statement which is Schedule "B" to this Bylaw.
3. Only free standing election signs shall be erected or placed on Village property.
4. No candidate or person acting on behalf of a candidate shall place, affix, post, erect or attach election signs on the following municipally owned properties:
 - (a) in public parks; or
 - (b) any property where municipal operations are carried out including but not limited to utility operations and administration.
5. No candidate or person acting on behalf of a candidate shall place, affix, post or attach any election sign on any municipal property before Nomination Day.
6. No candidate or person acting on behalf of a candidate shall place, affix, post or erect or attach any election signs on any municipal property where they will interfere with, or in any way impede or diminish the safety of motorists, cyclists or pedestrians using the streets or roads.
7. No candidate or person acting on behalf of a candidate shall place, affix, post, erect or attach any election sign where it will interfere with or obstruct the visibility of any traffic sign or traffic control devices.
8.
 - (a) Candidate shall remove their election signs from municipal property within thirty-six (36) hours after the close of the polls on election day.
 - (b) If a candidate fails to remove his or her election signs within thirty-six (36) hours after the polls close on election day, the By-law Enforcement Officers may remove them and the candidate shall be liable for the cost of doing this.
9. When an election sign interferes with work being carried out by Town work crew or contractors doing work on behalf of the Town, the crews may discard such signs and destroy them.
10. Bylaw Enforcement officers employed by the Town may remove any election signs which have been erected, affixed, posted or placed on any municipal property in contravention of this bylaw and may charge the candidate whose name appears on the sign with the violation of a provision of this bylaw.
11. Where a candidate is elected by acclamation, any fees paid under this bylaw will be refunded.
12. Any candidate contravening a provision of this Bylaw by doing any act which this Bylaw prohibits a candidate from doing or by failing to do any act which this Bylaw requires a candidate to do is guilty of an offense and upon summary conviction therefore is liable to a fine up to a maximum of One Thousand Dollars (\$1,000.00) in addition to costs and in default of payment of the fine and costs, to imprisonment for a period not exceeding one month unless such fine and costs including the costs of committal are sooner paid.

13. This bylaw comes into effect on the date it is passed.

READ A FIRST TIME THIS 21st DAY OF MARCH, 2013.

READ A SECOND TIME THIS 21ST DAY OF MARCH, 2013.

READ A THIRD AND FINAL TIME THIS 21ST DAY OF MARCH, 2013


Mayor


Chief Administrative Officer



SCHEDULE "A"
APPLICATION TO ERECT ELECTION SIGNS

CANDIDATE NAME: _____

Address, Campaign Headquarters: _____

Telephone: _____

Locations for erecting signs:

Date of Application

Name of Applicant

Position of Applicant
(Candidate/Campaign Manager/etc.)

Signature of Applicant

**Schedule "B"
Policy for Placing Election Signs on Municipally Owned
or Controlled Lands**

- 1. Where properties owned or controlled by the Town of Onoway the maximum size of the sign allowed is 2' x 3' with the top of the sign to be no higher than 4' above ground level.**
- 2. All signs must be affixed so as to remain securely upright and not endanger the public.**
- 3. Signs must be removed as per clause 9(a) and the property returned to its original condition ie: stakes removed, holes filled in etc.**