

An aerial photograph of the Radium Hot Springs valley. The scene features a winding river in the foreground, a golf course, and a town nestled in a valley. In the background, there are large, rugged mountains under a blue sky with scattered white clouds. A semi-transparent purple rectangle is overlaid on the right side of the image, containing the title text.

VILLAGE OF RADIUM HOT SPRINGS

SIGN BYLAW

No. 483, 2022

VILLAGE OF radium
hot springs

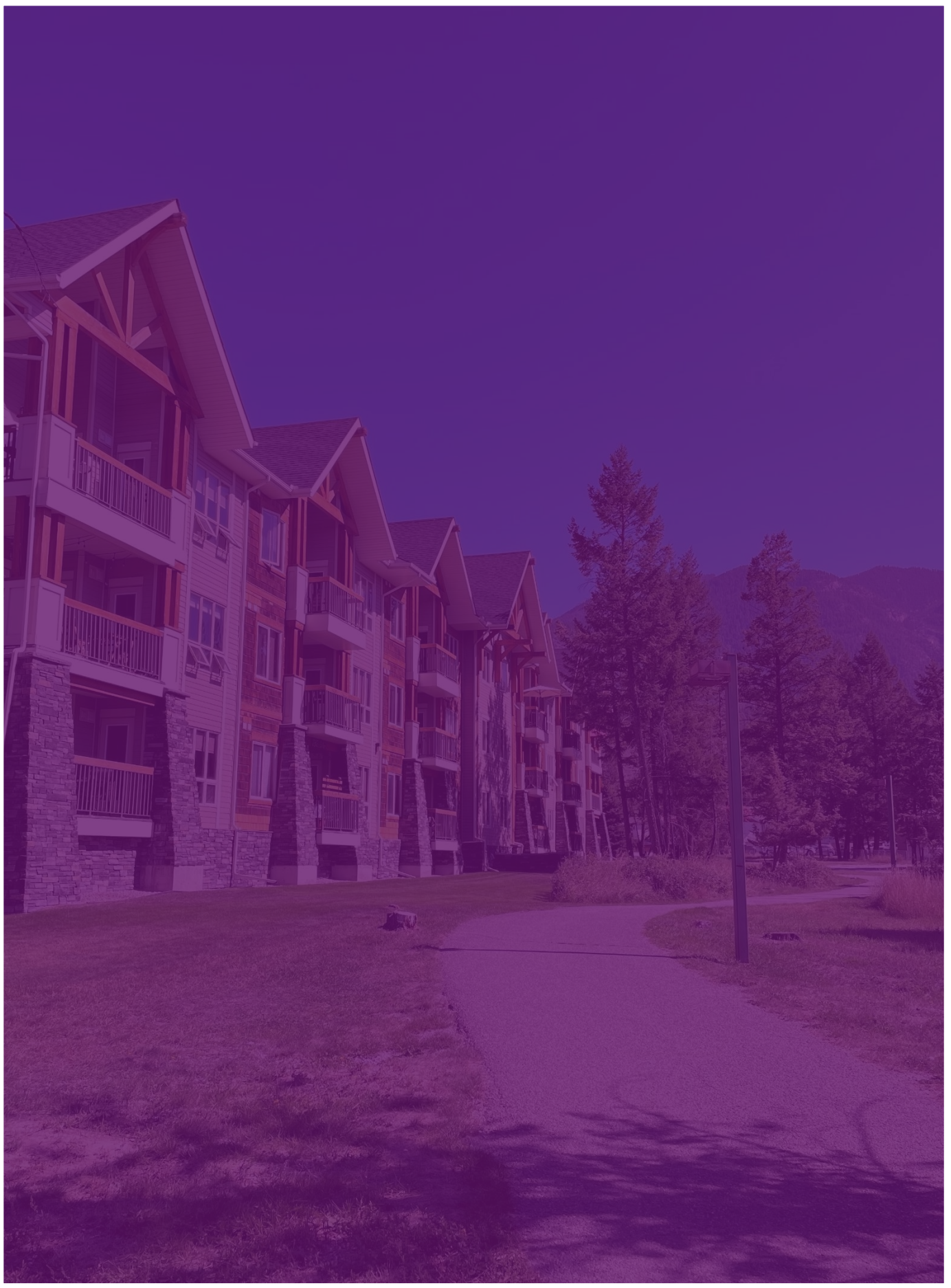




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VILLAGE OF RADIUM HOT SPRINGS

BYLAW NO. 483, 2022

A bylaw to regulate signage within the Village of Radium Hot Springs.

WHEREAS the Council of the *Village* of Radium Hot Springs may by bylaw, as provided by Section 526 of the *Local Government Act*, adopt a *Sign* Bylaw.

THEREFORE BE IT RESOLVED that the Council of the *Village* of Radium Hot Springs, in open meeting assembled, hereby enacts the following:

SECTION 1 - TITLE

1.1 This Bylaw be cited as "*Sign* Bylaw No. 483, 2022".

SECTION 2 - PURPOSE

2.1 The purpose of this Bylaw is to regulate the number, size, type, form, appearance and location of *signs* within the *Village* of Radium Hot Springs.

SECTION 3 - INTERPRETATION

3.1 Metric units are used for all measurements in this Bylaw.

3.2 For the purpose of this Bylaw, the following units of measurement are abbreviated as follows:

- a) Centimetres - cm
- b) Metres - m
- c) Square metres - m²

3.3 In the event of any conflict with the provisions of this Bylaw and the provisions of the Zoning Bylaw, the provisions of the Zoning Bylaw shall prevail.

SECTION 4 - APPLICATION AND EXEMPTION OF SIGN BYLAW

4.1 This Bylaw is applicable to the erection, placement, display, alteration or movement of *signs* on any property within the boundaries of the *Village* of Radium Hot Springs other

than a *highway* or public parks and all *signs* encroaching over a *highway*, except as noted in Section 4.2.

4.2 This Bylaw does not apply to:

- a) Holiday *signs* and decorations;
- b) New development/development application *signs* as required by the *Village* of Radium Hot Springs;
- c) Public notices authorized by *Village* Bylaws or Provincial or Federal legislation;
- d) *Public service signs*;
- e) *Signs* located inside a building and not visible from any *highway*;
- f) *Signs* on or over *Village highways* erected or authorized by the *Village* for the control of traffic and parking, or for street names and directions;
- g) *Signs* located within the jurisdiction of the Ministry of Transportation and *Highways*;
- h) Street decorations and banners authorized by the *Village*;
- i) Temporary *banner signs* authorized by the *Village*; or
- j) *Window treatments*.

4.3 The following types of *signs* may be erected or altered without obtaining a permit, provided that all other requirements of this Bylaw and the Zoning Bylaw are met, and subject to the limitations set fourth below:

- a) *Community event signs*;
- b) *Construction signs*, provided that the total area of each *sign* shall not exceed 6.0 m²;
- c) Credit card acceptance, accommodation rating, "vacancy/no vacancy" and "open/closed" *signs*;
- d) *Home occupation signs* provided that:
 - i. the *sign* is non-internally illuminated;
 - ii. the *sign* does not exceed 0.3 m² in area; and
 - iii. the *sign* type is limited to a *freestanding sign, hanging sign, or window sign*.
- e) *Signs* of the Federal, Provincial or Municipal Government including business *directional signs* erected by the *Village*;
- f) *Signs* required by law, government order, rule or regulation;
- g) *Signs* indicating a hazard;
- h) Traffic control *signs* as defined in the "Motor Vehicle Act";

- i) Memorial plaques, cornerstones or historical tablets;
- j) No trespassing *signs*, not exceeding 0.2 m² in area, and, limited to one *sign* for every 100 metres of *highway* frontage;
- k) On-site identification and *directional signs*;
- l) *Election signs*, which may be displayed for 30 days prior to an election or referendum and removed within 7 days following said election or referendum, to a maximum of two *signs* per *parcel* frontage;
- m) *Real Estate signs*, provided that the total area of each *sign* shall not exceed 0.5 m² per 1000 m² of lot area, up to a maximum of 3.25 m²;
- n) Temporary holiday *signs* and decorations provided they are erected no longer than the season or holiday they depict; and
- o) *Window signs*, in accordance with Section 9.1 (e) and 10.7.

SECTION 5 - DEFINITIONS

5.1 In this Bylaw all words or phrases shall have their ordinary or common meaning except where the meaning is changed, modified or expanded by the definitions below:

“Awning” means a light detachable structure of fabric, sheet metal, or other relatively flexible material, which is entirely supported from a building by a fixed or retractable frame and offers weather protection.

“Back-lighting” means illumination of a *sign* from an internal source.

“Business Frontage” means the linear distance of a building, or portion thereof, facing a *highway* where access is permitted to the building or property.

“Canopy” means any permanently fixed structure other than an *awning* which projects from the face of a building for the purpose of affording shelter from the weather and which is supported solely from the building.

“Clearance” means the unobstructed vertical distance between the finish grade and the underside of a *canopy*, *awning*, ceiling or structure, including a *sign* structure.

“Comprehensive Sign Plan” means a plan combining drawings and text showing the number, design, appearance, location and elevation of all existing and proposed *signs* on a *parcel*.

“Display Box” means a *sign* that is enclosed within a case allowing the viewing of menus, recreational or entertainment events.

“Front-lighting” means illumination of a *sign* from an external electrical source.

“Halo-lighting” means illumination of a *sign* that is comprised of individually mounted opaque raised letters or symbols with *back-lighting* so the light source is not directly visible.

“Height” with respect to *signs*, means the maximum vertical distance between grade and the highest point of the *sign*.

“Highway” includes a street, road, lane, viaduct, pathway and any other way open to public use, but does not include a private right-of-way on private property.

“Mural” means an artistic rendering or drawing painted or otherwise applied to the outside surface of a building face which is intended as a public display rather than advertisement.

“Neon-lighting” means illumination of a *sign* using neon, LED, or other illuminated tubing as a light source.

‘Nit’ means a measurement equivalent to the power emitted by a digital display screen in a particular direction, as perceived by the human eye, per square metre.

“Parcel” means an area of land registered as a separate *parcel* in the Land Title Office. In the case of a strata plan, other than a bare land strata plan, the *parcel* from which the strata plan is derived constitutes the *parcel*.

“Setback” with respect to *signs*, means the distance that a *sign* structure, or any part thereof, must be set back from a *parcel* line.

“Sign” means any device, illustration, illumination, inscription, material, medium, notice, object, structure or visual projecting, including its supports, framework, lighting or electrical system, which is visible from any street or from the air, and which is used or capable of being used to convey information or direct or attract attention for the purpose of announcement, advertisement, business promotion, promotion of a product, activity, service or idea, or of providing direction, identification or information.

“Sign, Area” means the total area within the outer edge of the frame or border of a *sign*, or where no frame or border is proposed, the area within the smallest rectangle surrounding the whole group of letters, symbols or objects comprising the *sign*. Where a *sign* has two sides, the maximum *sign* area regulation applies to each side independently. Where a *sign* has three or more sides of equal size, the *sign* area is the total area of all sides of the *sign*.

“Sign, Awning or Canopy” means a *sign* which is attached to, or on the face of, an *awning* or *canopy*. This may include a retractable, cloth-like, or lightweight metal shelter, projecting from a building.

“Sign, Banner” means a *sign* composed of typically lightweight, non-rigid material such as cloth or canvas, connected to a pole or building or other rigid support device on at least one side.

"Sign, Billboard" means a freestanding structure on which a *sign* containing only *third-party advertising* is mounted.

"Sign, Community Event" means a temporary *sign* indicating that a non-profit community event is to be, or is being carried on.

"Sign, Community Notice Board" means a permanent *sign* used to display educational material and to indicate that non-profit community events are to be, or are being carried on.

"Sign, Construction" means a temporary *sign* placed or maintained in advance of occupancy of a building or structure under construction indicating the name and nature of the construction or demolition project, including the name of the contractors or subcontractors, the entity providing the financing and professional advisors.

"Sign, Digital" means a *sign* on which changing copy or symbols are electronically controlled. This display includes using incandescent lamps, LEDs, LCDs or any other similar electronic, or digital technology.

"Sign, Directional" means any portion of a *sign* directing pedestrian or vehicle movements on the premises on which the *sign* is located.

"Sign, Fascia" means a *sign* that is painted, inscribed, constructed on or attached to the exterior, including transparent glass and glazing, of a building, that is on a plane parallel to the building face and which does not extend beyond the horizontal width nor above the roof line of the building to which it is attached. *Fascia signs* include *awning* or *canopy signs* but do not include *murals*.

"Sign, Flashing" means a *sign* which contains an intermittent, flashing, or oscillating light source or which includes the illusion of intermittent, flashing, or oscillating light by means of animation, and may involve moving lights or beacons.

"Sign, Freestanding" means any *sign* supported by a structure which is anchored in, or sits on the ground, and stands independent of any building or other structure.

"Sign, Hanging" means any *signs* perpendicular or parallel to the building face that is suspended entirely underneath an *awning*, *canopy*, or similar feature.

"Sign, Home Occupation" means an *on-site sign*, advertising an approved commercial activity conducted within a residence or accessory building.

"Sign, Identification" means a *sign* which contains no advertising and is intended to identify the name and/or address of a premises and may include address numbers for a *parcel* or group of *parcels*, a building or group of building, an institution or person, the activity carried on in the building, and development *signs*.

"Sign, Illuminated" means a *sign* designed to give forth any artificial light, either directly from a source of light incorporated in or connected with such *sign*, or indirectly from an artificial source, so shielded that no direct illumination from it is visible elsewhere than on the *site* and in the immediate proximity thereof.

"Sign, Inflatable" means a *sign* or a figurine or an advertising device composed of non-rigid material filled by gas or air pressure, but does not include party balloons.

"Sign, Mobile" means any *sign* not permanently attached to the ground or other permanent structure, or a *sign* designed to be transported.

"Sign, Off-site" means a *sign* that directs attention to goods, products, services and/or events that are provided or occur at different premises from those on which the *sign* is located.

"Sign, On-site" means a *sign* located on the same *parcel* of land upon which the commercial activity, advertised by the *sign*, takes place.

"Sign, Election" means a temporary *sign* promoting a candidate, political party or cause pertaining to or involved in an upcoming election or referenda.

"Sign, Projecting" means a *sign* other than an *awning* or *canopy sign* that projects from a building face or structure.

"Sign, Public Service" means any *sign* intended primarily to promote items of general interest to the community including *signs* advertising of time, temperature, date, weather, current news, emergency or unsafe conditions, and traffic control.

"Sign, Real Estate" means a temporary *sign* identifying the sale or lease of a property or an open house.

"Sign, Roof" means a *sign* erected above the roofline of a building.

"Sign, Sandwich Board" means a portable, non-illuminated, double-faced *sign* that is not connected in any way to a building and is self-supporting.

"Sign, Vehicle" means a *sign* erected on or attached to a vehicle or trailer where the principal purpose of the vehicle is to serve as a *sign* or a *sign* support structure. This does not include decals on business vehicles.

"Sign, Window" means any *sign* attached to an interior window surface or located within 1 metre of the inside window surface and which is visible from a *highway*. Does not include *window treatments* with no advertising messages.

"Signage Officer" means the Bylaw Enforcement Officer, Chief Administrative Officer, or other designate.

"Site" means a *parcel* on which a *sign* is located.

"Third-Party Advertising" means *sign* content which directs its attention to products sold or services provided which are not principal products sold or services provided on the premises at which the *sign* is located.

"Village" means the Village of Radium Hot Springs.

“Window Treatment” means a design or decal affixed to a window provided that it is non-structural and has no advertising messages.

SECTION 6 - GENERAL REGULATIONS

6.1 General Compliance

- a) No person shall construct, place, erect, display, alter, repair or relocate any *sign* which does not conform to and comply with the provisions set forth in this Bylaw, except that normal maintenance of an existing legal or legally non-conforming *sign* shall be permitted.
- b) In addition to this Bylaw, a person is responsible for ascertaining and complying with requirements of all other applicable *Village* Bylaws, and Provincial or Federal statutes and regulations.
- c) The *Village* reserves the right to require the removal, at any time, of existing *signs* or structures that are wholly or partially located on or over *Village* property.

6.2 Quality and Maintenance of *Signs*

- a) It is the responsibility of the owner of a *parcel*, business and/or *sign*, and the person constructing, erecting, enlarging, converting, altering or relocating any *sign*, to ensure that the *sign* is installed in accordance with this Bylaw.
- b) The owner shall ensure that every *sign*:
 - i. Be maintained in good repair and in a neat and safe condition at all times;
 - ii. Be maintained structurally sound and free from all hazards caused or resulting from decay or failure of structural members, fixtures, lighting or appurtenances; and
 - iii. Be maintained in readable and clean condition and the *site* of the *sign* shall be maintained free of weeds, debris and rubbish.
- c) Normal *sign* maintenance, including replacement of copy, lighting and refurbishing of *signs* shall not require a *sign* permit, but shall conform to all other requirements of this Bylaw.
- d) *Signs* and *sign* support structures shall be designed and constructed in accordance with regulations contained in the British Columbia Building Code, the *Village* of

Radium Hot Springs Building Bylaw, *Sign Design Guidelines*, and/or Official Community Plan. The *Signage Officer* is authorized to require engineering certification of *signs* or *sign* support structures at their discretion.

- e) Except as otherwise provided in this Bylaw, no *sign* shall:
 - i. Emit sound or noise;
 - ii. Obstruct or interfere with the flow of pedestrian, cycling, or vehicular traffic;
 - iii. Be placed in a required parking stall, emergency vehicle lane or snow storage area required by the *Village*; or
 - iv. Be placed in a required landscaped *setback* required by the *Village*.

6.3 Signs on Public Property

- a) No *sign* is permitted on or over any curb, sidewalk, post, pole, hydrant, boulevard median, bridge, tree or other surface located on public property or across any street or public thoroughfare except for *awning* or *canopy signs*, *fascia signs*, *free-standing signs*, and *sandwich board signs* or as otherwise permitted by this Bylaw, in conformance with this Bylaw or any other bylaw of the *Village*.
- b) Whenever any *sign*, except an *awning*, *canopy*, or *fascia sign*, is installed or erected either wholly or partly over public property, the owner shall obtain and at all times maintain in full force and effect a policy of liability insurance covering bodily injury and/or property damage for claims arising out of the ownership of such *sign* in the amount of \$2,000,000.00 for so long as the *sign* or any portion thereof remains over public property listing the *Village* of Radium Hot Springs as additional insured.
- c) In addition to the maintenance of the insurance required by Section 6.3 b), every owner of a *sign* that is installed or erected over public property shall enter into an agreement with the *Village* in the form satisfactory to the *Signage Officer* to indemnify against and to save the *Village* harmless from any and all liability resulting from injury to person or damage to the property which results from the presence, collapse or failure of the *sign*.

6.4 Approval Process

- a) No person shall erect, alter, move or otherwise install a *sign* without first ensuring that the proposed works comply with this Bylaw, including any requirement to obtain a *sign* permit, unless exempted by Section 4.3 of this Bylaw.

- b) If the work for which a permit has been issued is not carried out within one year of the date of issuance of the permit, the permit shall be deemed to have expired.

6.5 Sign Area Calculation

- a) *Sign* area must be calculated as follows:
 - i. For a double-faced *sign*, the maximum *sign* area regulation applies to each side independently;
 - ii. For a multi-faced *sign* where a *sign* has three or more sides of equal size, the *sign* area is the total area of all sides of the *sign*;
 - iii. For a *sign* composed of individual letters or figures, *sign* area is measured by applying the smallest square, rectangular or other simple geometric form to enclose the surface area of the individual letters or figures that comprise the *sign* face, and the *sign* area is the total surface area of all the geometric forms combined; and
 - iv. For a three-dimensional *sign* with no easily measurable face, *sign* area is measured by applying the smallest square, rectangular or other simple geometric form possible, to enclose each of the parts of the *sign* face, and the *sign* area is one half of the total surface area of all the geometric forms combined.

6.6 Signs Incorporating Multiple Sign Types

- a) In the case of a *sign* that incorporates more than one *sign* type, the regulations for each particular *sign* type must be applied to the portion of the *sign* to which they pertain.

SECTION 7 - PERMITTED SIGNS

7.1 Permitted Signs

- a) The following types of *signs* and no others are permitted in the Residential Zones within the *Village*:
 - i. *Community event signs*;
 - ii. *Community notice board signs*;
 - iii. *Construction signs*;

- iv. *Directional signs;*
- v. *Freestanding signs;*
- vi. *Home occupation signs;*
- vii. *Identification signs; and*
- viii. *Real estate signs.*

b) The following types of signs and no others are permitted within the Commercial, Industrial, Public Institutional, Parks and Open Space, and Agricultural and Rural Residential Zones:

- i. *Awning or canopy signs;*
- ii. *Banner signs;*
- iii. *Digital signs;*
- iv. *Display box signs;*
- v. *Fascia Signs;*
- vi. *Hanging signs;*
- vii. *Murals;*
- viii. *Signs permitted in Section 7.1a);*
- ix. *Sandwich board signs; and*
- x. *Window Signs.*

c) The maximum number of *signs per sign* type shall be as specified in Section 10.

7.2 The *Signage Officer* may consider, at their discretion, an increase in the number of *signs* allowed for a commercial establishment or *parcel* in cases where more than one *highway* frontage exists.

7.3 Notwithstanding Section 10 of the bylaw, the cumulative total number of *signs* permitted on the exterior of a building or *parcel* shall be three per business. This cumulative total shall not include signage for which no permit is required.

SECTION 8 - PROHIBITED SIGNS

8.1 Prohibited Signs

- a) A person must not cause a *sign* to be installed, placed or otherwise displayed on any property except in accordance with this Bylaw.
- b) Without limiting Section 8.1a), the following *signs*, or *sign* attributes, are specifically prohibited within the *Village*:
 - i. Back-lit vending machines other than those located on the exterior of a building where concealed from public view;
 - ii. *Billboard signs;*

- iii. Flashing, intermittent, animated, moving or revolving *signs*;
- iv. *Inflatable signs*;
- v. *Mobile/portable signs* except for a *sandwich board sign*;
- vi. *Off-site signs* except for a *sandwich board sign* in accordance with Section 10.8;
- vii. *Roof signs*;
- viii. Searchlights and strobe lights;
- ix. *Signs* attached to, or supported by, fences, trees, or utility or light poles;
- x. *Signs* deemed to obstruct egress from buildings;
- xi. *Signs* deemed to obstruct the vision of motor vehicle operators, and
- xii. *Vehicle signs*.

SECTION 9 - DESIGN STANDARDS

9.1 Sign Illumination Regulations

Permanent *signs* pursuant to this Bylaw may not be illuminated except in accordance with the following:

a) General

- i. Illumination of any *signs* shall not create a direct glare upon the surrounding area or *highway* and shall not compromise traffic safety, obstruct traffic control or any other public information *signs*.
- ii. Light fixtures must be simple in form and integrated with the building façade.
- iii. All wiring, conduits and lighting sources must be installed within the walls of a building, located underground, painted to match the building exterior, or otherwise concealed from view.
- iv. Lighting for *illuminated signs* shall be downcast or shielded to minimize reflective impact on the night sky.
- v. *Illuminated signs* located at the front, rear or side of any building shall minimize glare on neighbouring *parcels* or roads.
- vi. With the exception of "open/closed" or "vacancy/no vacancy", *window signs* are not to be back-lit but may be illuminated by storefront display lighting.
- vii. Spotlights, strobe lights, and other similar effects used to illuminate *signs* are prohibited.

- viii. *Sandwich board signs* must not be independently lit.
 - ix. The *Signage Officer* is authorized to use their discretion in judging the suitability or a proposed lighting design.
- b) *Halo-lighting*
- i. Restricted to the name of the building or principal business only.
 - ii. Individually incised plastic or glass letters or symbols must be mounted in a solid opaque *sign* face.
 - iii. Individual halo-lit lettering or symbols must be mounted on a solid background.
- c) *Front-lighting*
- i. Must be limited to the *sign* face with the light source concealed from view to the greatest extent possible.
- d) *Back-lighting*
- i. Restricted to *signs* displaying only the name of the building or principal business.
 - ii. May only be used where the related business fronts onto a provincial *highway*.
 - iii. In the case of a box *sign* with *back-lighting*, only the letters, symbols or graphic work may be illuminated and the remainder of the *sign* is a solid opaque *sign* face.
- e) *Neon-lighting*
- i. Exposed neon, gas-filled tube lighting, or LED tube lighting is prohibited, except when used as a *window sign* or *projecting sign* or for indirect illumination; and

- ii. A maximum of one exposed tube lit *sign* per *parcel* is permitted and must be located on only one face of any building.

9.2 Projections into *Setbacks*

- a) Except as otherwise provided in this Bylaw, no *sign* shall project more than 50% into any required *setback* area in any zone.

9.3 Materials

- a) Three dimensional *signs*, incorporating relief in the form of raised or recessed letters or symbols, may be constructed from solid wood, solid plastic, or composite materials. The *Village* strongly encourages that *signs* be dimensional.
- b) Materials easily subject to environmental degradation, examples including plywood, coroplast and particleboard, are not permitted in *signs* construction. The *Signage Officer* is authorized to use their discretion in judging the suitability of *sign* construction materials. The recommended *sign* blank material for non-dimensional or flat signage is coated steel or aluminium.

9.4 Colours

- a) Colours should be predominantly darker tones with lettering and logos using contrasting colours and should be coordinated with the building façade with which they are associated. No *signs* shall contain florescent, luminous, or reflective paint or decals. The *Signage Officer* is authorized to use their discretion in judging the suitability of proposed colour schemes.

9.5 Letter Size

- a) The maximum permitted lettering sizes, based on viewing distance, for *parcels* fronting on Main Streets East and West are:
 - i. For *freestanding* and *fascia signs*: 450 mm.
 - ii. For *canopy* or *awning signs* 300 mm.
 - iii. For *hanging signs* 200 mm.
- b) The maximum permitted lettering sizes, based on viewing distance, for all other *parcels* within the *Village* are:
 - i. For *freestanding* and *fascia signs*: 300 mm.
 - ii. For *canopy* or *awning* and *hanging signs* 200 mm.

- c) The maximum permitted lettering size on any *sign* not detailed in Sections 9.5 a) or 9.5 b) shall be 300 mm.

SECTION 10 - SIGN REGULATIONS BY TYPE

10.1 *Awning or Canopy Signs*

- a) No part of any *canopy* or *awning sign* shall be less than 2.4 metres above the nearest finished grade.
- b) The maximum area of a *canopy sign* shall be 5.0 m².
- c) *Sign* text or images must be flush and/or integrated into the *canopy* or *awning* surface and not project perpendicular to the *canopy* or *awning* surface.
- d) The maximum number of *canopy*, or *awning signs* is two per *parcel*, or, in the case of multiple businesses located on a *parcel*, one per business.

10.2 *Display Box Signs*

- a) *Signs* located within a *display box* may only relate to current menus, real estate listings or special or entertainment events.
- b) *Display boxes* shall be affixed to the frontage of the building or erected as a free-standing *sign*.
- c) The maximum area of a *display box* shall be 0.6 m².
- d) The maximum number of *display boxes* is one per *parcel*, or, in the case of multiple businesses located on a *parcel*, one per business.

10.3 *Freestanding Signs*

The following shall apply to all free-standing *signs*:

- a) A *sign* may identify the name, street address, management and vacancies in relation to apartments, townhomes, bed and breakfasts, hostels, or pensions;
- b) Each permanent *freestanding sign* may have *signs* on two sides only, each complying with the regulations of this section;
- c) Permanent *freestanding signs* must be located in a landscaped area or planter at least twice as large as the permitted area of the *sign*;

- d) Permitted only for businesses located in buildings with a *setback* of more than 5m from the adjacent road;
- e) A *sign* must not exceed:
 - i. a maximum area of 2.0 m²;
 - ii. a maximum *height* of 2.5 m; or
 - iii. a maximum area of 2.5 m², including all supporting structures and surrounding framework.
- f) Permanent *freestanding signs* outside of residential areas are limited to those *parcels* with a street frontage 30 m or more. On a corner *site* up to two intersecting street frontages may be used to determine the total street frontage;
- g) A maximum of one permanent *freestanding sign* for each *parcel* except where a *parcel* has more than one driveway entrance, where the allowable *sign* area may be divided to create smaller permanent *freestanding signs* at each driveway entrance;
- h) A maximum area of 3m² on *parcels* fronting onto a Provincial “controlled access” *Highway*, with a maximum *height* of 3.6m. The total area must be less than 4.0m² including all supporting structures and surrounding framework;
- i) A maximum area of 2m² on *parcels* fronting onto streets other than a Provincial “controlled access” *Highway*, with a maximum *height* of 3.0m. The total area must be less than 3.0m² including all supporting structure and surrounding framework; and
- j) A maximum area of 2m² in residential areas for apartments or townhouses only, to identify the name of the project, street address, management, vacancies and real estate listing, with a maximum *height* of 2.4 m. The total area must be less than 2.0m² including all supporting structures and surrounding framework.

10.4 Fascia Signs

- a) The maximum number of *fascia signs* is two per building frontage or, in the case of multiple businesses located on a *parcel*, two per business.
- b) A *fascia sign* shall not project beyond the horizontal width of the building nor project more than 0.3 m from the face of the building.
- c) The maximum area of a *fascia sign* shall be 3.0 m².

10.5 Hanging Signs

- a) The maximum area of a *hanging sign* shall be 1.0 m².
- b) *Hanging signs* shall have a *clearance* above finished grade of 2.4 m.
- c) The maximum number of *hanging signs* is two per building frontage or, in the case of multiple businesses located on a *parcel*, two per business.

10.6 Murals

- a) A maximum of one *mural* per *parcel* is permitted and must be located on only one face of any building. All *murals* shall be consigned to professionals or artisans.
- b) Any *sign* in conjunction with a *mural* shall:
 - i. display no more than a corporate logo or similar product or service identifier, the name of the building, the street address, and the date of erection;
 - ii. not exceed a maximum area of 10% of the *mural* area or 3.0 m², whichever is less;
 - iii. form an integral part of the design of the *mural* or be closely allied therewith;
 - iv. be installed at the same time as the *mural*, by the same methods, and with the same type and quality of materials as used in the *mural*;
 - v. be removed when the *mural* is removed; and
 - vi. not exceed a maximum *height* of 7.6 m.

10.7 Window Signs

- a) The cumulative total area of window signage shall not exceed 50% of the area of the window within which such signage is installed.

10.8 Sandwich Board Signs

- a) The maximum number of *sandwich board signs* is one per *parcel*, or, in the case of multiple businesses located on a *parcel*, one per business.
- b) *Sandwich board signs* shall be located directly in front of the business to which the *sign* pertains, at the edge of the travelled portion of the roadway if a curb is not in place and at the edge of the curb if a curb is in place.
- c) *Sandwich board signs* shall only be permitted if an unobstructed sidewalk or other pedestrian access width of at least 1.5 m remains between the *sign* and the building.

- d) The maximum *sign height* of a *sandwich board sign* is 1.0 m.
- e) *Sandwich board signs* shall only be displayed during business hours and removed after the close of the business.
- f) Authorized mobile vendors, such as food trucks are permitted to erect one *sandwich board sign*.
- g) *Off-site sandwich board signs* are permitted on Main Street provided that they are within a distance of 50.0 m from the property where the business is located.

10.9 Banner Signs

Banner signs are permitted provided that:

- a) They are temporary and only used between the months of April - October up to a maximum of thirty days;
- b) They are sited on private property so as not to impede the visibility of motorists and/or pedestrians;
- c) The total *sign area* for banner signage does not exceed 4.0 m²; and
- d) The maximum number of *banner signs* is one per *parcel*, or, in the case of multiple businesses located on a *parcel*, one per business.

10.10 Digital Signs

a) A *digital sign* must:

- i. Be equipped with an ambient light sensor that automatically adjusts the luminance of the *sign*;
- ii. Have a luminance no greater than 300 *nits* between sunset and sunrise and 5000 *nits* between sunrise and sunset;
- iii. Default to a black screen if the *sign* malfunctions;
- iv. Change display not more frequently than once per 15 seconds;
- v. Be at least 30 m from a dwelling unit facing the copy area of the *sign*;
- vi. Be at least 15 m from a traffic control signal; and
- vii. Be immovable.

b) *Digital signs* may be incorporated into a fascia or *freestanding sign* only.

- c) The maximum size of a *digital sign* is 1.5m².
- d) Only one *sign* is permitted per *parcel*.

SECTION 11 - COMPREHENSIVE SIGN PLANS

- 11.1 *Comprehensive Sign Plans* are intended to coordinate a number of *signs* pertaining to a development, project, building or cluster of buildings and allow for unique and creative approaches. The size, location and number of *signs* shall generally conform to the standards for each category of *sign*.
- 11.2 A *Comprehensive Sign Plan* shall be submitted to the *Signage Officer* in relation to any proposed new commercial building or comprehensive façade improvement project.
- 11.3 No *sign* shall be placed on a *parcel* after a *Comprehensive Sign Plan* has been submitted, until the *Signage Officer* has approved the plan.
- 11.4 The *Signage Officer* shall consider:
 - a) Conformance of existing and proposed *signs* with the regulations in this Bylaw;
 - b) Consistency of location, *height* and design of *signs* within the *parcel* and with *signs* on adjoining *parcels*; and
 - c) The *Comprehensive Sign Plan* must substantially conform with the *Village of Radium Hot Springs Sign Design Guidelines*.
- 11.5 The *Signage Officer* may refuse to approve a *Comprehensive Sign Plan* until satisfied that it substantially conforms to this Bylaw, the *sign* design guidelines and other applicable enactments, and is substantially consistent with the location, *height*, and design of *signs* within the *parcel* and any *signs* on adjoining *parcels*.

SECTION 12 - SIGN CONSTRUCTION

12.1 General

- a) No *sign* shall be attached or hung from any building until all wall, roof or other attachments for the *sign* have been approved by the *Signage Officer*.
- b) All *signs* shall be designed so as to have ample strength and rigidity.
- c) Every *sign* shall be placed and erected that the distance between such *signs* and the building or structure to which it is attached shall not be more than 300 mm (12 inches).

- d) No *sign* shall be erected, placed or maintained by any person in such a manner as to contact or interfere with any electrical light, power, telephone wires, or their supports, or the free use of any exit or means of egress. A *clearance* of at least 600 mm (24 inches) shall be maintained between the outer edge of any *sign* and the nearest wire herein before mentioned, or their support.
- e) *Signs, sign* structures and fastenings shall be designed and constructed and maintained to comply with the provision of this Bylaw and of the *British Columbia Building Code*. The *Signage Officer*, at their discretion, may require a Building Permit for a *sign* as per the *Village's Building Bylaw*, as amended from time to time.
- f) All bracing systems shall be designed and constructed to transfer lateral forces to a structural support designed to withstand those forces.
- g) For *signs* on buildings, the loads shall be transmitted through the structural frame of the building to the ground in such a manner as not to overstress any of the elements of the structural frame.
- h) The foundation of all free-standing *signs* shall be of concrete, or alternative methods designed by a professional structural engineer, registered in the Province of British Columbia.
- i) For the purpose of determining the ignitability, surface burning characteristics or degree of combustibility of the *sign* material, the *Signage Officer* may require the manufacturer's fire rating and the submission of the results of the fire tests of the material from an approved testing agency.
- j) For determining the structural integrity of a proposed *sign*, the *Signage Officer* may require that, as a condition of the issuance of any permit, all drawings and specifications, or any part thereof, be prepared and sealed by a professional engineer, and that the construction be carried out under the supervision of a professional engineer. The *Signage Officer* may, as a condition of issuing a permit, require the applicant to provide a letter, signed by the professional engineer, undertaking to supervise the work authorized by such permit or any part thereof, as specified by the *Signage Officer*, until it is completed.
- k) The *Signage Officer* shall require evidence of approval by an electrical inspector prior to connecting any *sign* to its supply wires.

12.2 Anchorage

- a) *Signs* shall be attached to masonry, concrete or steel by means of metal anchors, bolts, or approved expansion screws of sufficient size and anchorage to safely support loads applied.
- b) *Signs* shall not be fastened by nail staples or screws to wooden blocks, plugs or nailing strips built into masonry or concrete.
- c) Bolts or lag screws shall not be fastened to window frames or sills. Lag bolts in solid woodworks shall not be less than 12.7 mm (0.5 inch) in diameter and shall penetrate the woodwork a minimum of 76 mm (3 inches).

12.3 Corrosion

- a) All devices which are used to support or which form a part of any *sign* shall be non-corrosive or be otherwise protected by galvanizing or in another manner acceptable to the *Signage Officer*.

12.4 Electrical

- a) A *sign* requiring electrical power shall be serviced and wired in conformance to the Canadian Electrical Code for use in British Columbia.

12.5 Inspection

- a) Immediately upon completion of the installation of any *sign* for which a permit has been issued, the person to whom the permit has been granted shall notify the *Signage Officer* that the installation of such *sign* has been completed.

SECTION 13 - PERMITS

13.1 *Sign* Permit

- a) Where a person is required by the provisions of this Bylaw to obtain a valid permit, they shall submit to the *Village* an application for a *Sign* Permit and if necessary, a Building Permit pursuant to the *Village's* Building Bylaw.

13.2 Permit Issuance

- a) Upon compliance with all requirements of this Bylaw and all other relevant *Village* bylaws, the *Signage Officer* shall issue a *sign* permit.

13.3 Indemnification Agreements

- a) Except as specifically permitted by this Bylaw, and notwithstanding *sandwich board signs*, no commercial *sign* shall be located upon or over a *highway* or public place unless the owner of the *sign* has entered into an authorizing Indemnification agreement

with the *Village* of Radium Hot Springs and has deposited with the *Village* a policy of insurance in the amount of not less than \$2,000,000.00 indemnifying the *Village* against any loss sustained by the *Village* in relation to the *sign*. Each policy of insurance shall be maintained by the owner so long as the *sign* remains on or over the *highway* or public place, and a copy of each renewal certificate of insurance shall be deposited with the *Village* as a condition of the continued location of the *sign*.

13.4 Development Variance Permit

- a) When a proposed *sign* does not conform to the provisions of this Bylaw, the applicant for a *sign* permit may apply for a development variance permit to vary the regulations of this Bylaw.
- b) If a development variance permit is granted, the applicant must not place, install or otherwise display the *sign* without first applying for and being issued a *sign* permit by the *Signage Officer*.

13.5 Sign Permit Fees

- a) Every person shall at the time of making application for a *sign* permit, pay to the *Village* fees according to the schedule set out in the Fees and Charges Bylaw, as amended from time to time.

SECTION 14 - REMOVAL OF SIGNS

14.1 Municipal Ticketing

- a) Unless otherwise specified in this Bylaw, all *signs* displayed at, on or in a *parcel* occupied by a business or displayed in furtherance of a business must be removed within fourteen (14) days of the date the *parcel* is vacated by the owner of the *sign* or the business ceases operations.
- b) If, at any time, any *sign* does not conform in every respect with the provisions of this bylaw or any other bylaw applicable thereto or if any *sign* is, in the opinion of the *Signage Officer*, in an unsafe or defective condition or in disrepair, the *Signage Officer* may give notice to the owner of such *sign*, or owner or occupier of the land or premise upon which it is displayed, to repair or remove the same within the period specified in the notice.
- c) The *Village* may remove and impound any *sign* found to be on *Village* property in contravention of this Bylaw. Such *signs* may be claimed within 30 days of removal by the owner upon payment of a fee specified in the Municipal Ticket Information Bylaw, as amended from time to time. Where a *sign* is not claimed within 30 days the *Village* may destroy or otherwise dispose of the *sign*.

SECTION 15 - ENFORCEMENT

15.1 Designation of Bylaw

- a) This Bylaw is designated under Section 264 of the *Community Charter* as a bylaw that may be enforced by means of a Municipal Ticket Information in the form prescribed.

15.2 Violation of Bylaw

- a) Every person who suffers or permits any act or thing to be done or who neglects to do or refrains from doing anything required to be done by this Bylaw, and thereby violates any provision of this Bylaw, is guilty of an offence punishable on summary conviction and shall be liable to the maximum penalties that may be imposed pursuant to the Offence Act for each and every offence, and each day that an offence continues shall constitute a separate offence against this bylaw.
- b) Where any *sign* has been erected without a valid and subsisting *sign* permit issued by the *Village*, the permit fees shall be double the amount of the regular permit fee.

SECTION 16 - SEVERABILITY

16.1 Severability

- a) If any part or section of this Bylaw is for any reason held invalid by any court of competent jurisdiction, the invalid portion shall be severed and the severance shall not affect the validity of the remainder of this Bylaw.

SECTION 17 - ADMINISTRATIVE AND LEGAL DETAILS

- 17.1 '*Sign* Regulation Bylaw No. 284, 2004', and its corresponding amendments, are hereby repealed and replaced by this Bylaw.
- 17.2 Any *sign* lawfully in existence at the time of adoption of this bylaw, although such *sign* does not conform with the provisions of this bylaw, may continue to be used as a legal non-conforming *sign*, provided it is maintained in a clean and safe condition and provided that the *sign* was legally authorized by issuance of a valid *sign* permit prior to its installation.
- 17.3 Changes to the copy of a legal non-conforming *sign* may be permitted by a *sign* permit provided that the *sign* shall not be rebuilt, enlarged, extended or relocated.
- 17.4 Any signage deemed to be in contravention of '*Signage* Regulation Bylaw No. 284, 2004', and its corresponding amendments, shall continue to be in contravention unless relieved of that status under this Bylaw.

Read a first time on the ___ day of _____, 2022.

Read a second time on the ___ day of _____, 2022.

Read a third time on the ___ day of _____, 2022.

Adopted on the ___ day of _____, 2022

MAYOR

CORPORATE OFFICER