

Authority: Planning and Transportation Committee Report No. 3, Clause No. 1a , as adopted by City of Toronto Council on May 17, 18 and 19, 2005, and Planning and Transportation Committee Report No. 6, Clause No. 4, adopted as amended, by City of Toronto Council on July 19, 20, 21 and 26, 2005
Enacted by Council: July 21, 2005

CITY OF TORONTO

BY-LAW No. 698-2005

To add Article III, Temporary Signs to Municipal Code Chapter 693, Signs and to amend Toronto Municipal Code Chapters 441, Fees and 545, Licensing.

WHEREAS Council may pass by-laws respecting structures, including fences and signs under paragraph 7 of subsection 11(1) of the *Municipal Act, 2001*; and

WHEREAS section 99 of the *Municipal Act, 2001* establishes rules that apply to a by-law of a municipality respecting advertising devices, including signs, and permits the removal of signs erected or displayed in contravention of the by-law; and

WHEREAS Council may pass by-laws imposing fees or charges on any class of persons for services or activities provided or done by or on behalf of the City under clause 391(1)(a) of the *Municipal Act, 2001*; and

WHEREAS Council may pass by-laws respecting highways under paragraph 1 of subsection 11(1) of the *Municipal Act, 2001*; and

WHEREAS section 150 of the *Municipal Act, 2001*, grants local municipalities the authority to license, regulate and govern any business wholly or partly carried on within the municipality for purposes of health and safety, consumer protection or nuisance control; and

WHEREAS licensing businesses that install, lease, or rent temporary signs will provide greater control over these businesses, alleviating the danger to the health and safety of the public created by improperly constructed, maintained, located and installed temporary signs; and

WHEREAS requiring these businesses to obtain general liability insurance will help to protect consumers from negligence; and

WHEREAS under section 425 of the *Municipal Act, 2001*, by-laws may be passed by a municipality for providing that any person who contravenes any by-law of the municipality passed under the authority of the *Municipal Act, 2001* is guilty of an offence; and

WHEREAS under section 427 of the *Municipal Act, 2001*, if a municipality has authority by by-law or otherwise to direct or require that a matter or thing be done, the municipality may, in the same or another by-law direct that, in default of it being done by the person directed or required to do it, the matter or thing shall be done at the person's expense, and the municipality may recover the costs of doing it by action, or the costs may be added to the tax roll and collected in the same manner as taxes; and

WHEREAS notice of the proposed by-law regarding A-Frame and Mobile signs and of amendments to Municipal Code Chapter 545, Licensing and Chapter 441, Fees was posted on the City of Toronto Web site on December 1, 2004 and interested persons were given an opportunity to be heard at a public meeting held on December 7, 2004;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Chapter 693, Signs, of The City of Toronto Municipal Code is amended by adding the following:

ARTICLE III
Temporary Signs

§ 693-16. Definitions.

As used in this article, the following terms shall have the meanings indicated:

A-FRAME SIGN — A self-supporting structure shaped like an “A” with one or two sign faces, with a base dimension not more than 60 centimetres in width and 75 centimetres in length, and a height not less than 50 centimetres or not greater than one metre.

CHARITY — A registered charity, as defined in subsection 248(1) of the federal *Income Tax Act*, R.S.C. 1985, c. 1 (5th Supp.), or successor legislation, that has a registration number issued by the Canada Revenue Agency, or successor agency.

COMMUNITY ORGANIZATION — A non-profit group of persons organized for the advancement of activities of a civic, cultural or recreational nature.

ELECTION SIGN — An election sign as defined in § 693-5.

GARAGE SALE SIGN — A sign advertising the sale of merchandise in a private sale held on a property zoned residential.

GROUND-MOUNTED SIGN — A sign upheld by one or more supports constructed or driven into the ground for the sign’s exclusive support but excludes both a real estate sign and a sign that is affixed to the ground by a self-supporting structure that has a permanent foundation below grade or above grade.

GROUPING OF NEW DEVELOPMENT SIGNS — A group of not more than five new development signs all of which are located within a span of not more than 10 metres in length.

ILLUMINATED — Lighting of the sign by artificial means and “illumination” has a corresponding meaning.

LICENSED — Licensed under the provisions of any by-law licensing sign businesses and companies in the City.

MOBILE SIGN:

- A. A sign that is:
- (1) Temporary;
 - (2) Designed for the rearrangement of copy on the sign face; and
 - (3) Part of, or attached to, a readily re-locatable wheeled trailer or frame without wheels.
- B. Does not include a sign attached to a vehicle where the principal use of that vehicle is the transportation of people, goods or other materials.

NEW DEVELOPMENT SIGN — A sign that is not permanently installed or affixed to the ground and where the purpose of the sign is to direct attention to the sale of new developments.

OPEN HOUSE DIRECTIONAL SIGN — A sign intended to direct traffic to a residence for sale or lease, but does not include a new development sign.

OWNER — In respect of a sign, means any person described on the sign, or whose name and address or telephone number appears on the sign, or who installed the sign, or who is in lawful control of the sign, or who benefits from the message on the sign, and for the purposes of this article there may be more than one sign owner.

PORTABLE SIGN — A rigid free-standing moveable sign not fastened by any means to the ground or any structure, and includes an A-Frame sign.

REAL ESTATE SIGN — An on-premise sign advertising the sale, rent or lease of the premise.

RELIGIOUS INSTITUTION — An association of persons that is registered as a charity under the federal *Income Tax Act*, R.S.C. 1985, c. 1 (5th Supp.), or successor legislation, and is organized for the advancement of religion and for the conduct of religious worship, services or rites.

RESIDENTIAL PROPERTY — Property that is zoned residential and “residential premise” has a corresponding meaning.

SCHOOL — A “school” or a “private school” as defined under the Ontario *Education Act*, R.S.O. 1990, c. E. 2, or successor legislation.

SIGHT TRIANGLE:

- A. In the case of a corner lot, the triangular space formed by the street lines and a line drawn from a point in one street line to a point in the other street line, each such point being 7.5 metres measured along the street from the point of

intersection of the street lines where the street is a collector road, and 15 metres, where the street is a major or arterial road;

- B. Any other sight triangle that is set out in a site plan agreement; or
- C. A sight triangle otherwise approved by the City.

SIGN PERMIT — A sign permit issued under this article for the legal placement of a temporary sign.

SIGN PERMIT IDENTIFIER — An attachment issued by the City signifying the issuance of a valid sign permit by the City.

STREET — A highway, road allowance or a lane, and includes the surface, grassed area, boulevard, ditch, curb, gutter, sidewalk, and any other structure constructed on it by the City or with the City's approval.

TEMPORARY SIGN — A sign that is not permanently installed or affixed to any structure or building, and:

- A. Includes:
 - (1) A mobile sign;
 - (2) A portable sign;
 - (3) A real estate sign;
 - (4) An open house directional sign;
 - (5) A new development sign;
 - (6) A garage sale sign; and
 - (7) A ground-mounted sign.
- B. Does not include a poster.

ZONE — Any zone established in zoning by-laws of the City and includes all special exceptions to the zones and “zoned” has a corresponding meaning.

§ 693-17. Temporary signs; general requirements.

- A. General.
 - (1) No person shall erect, display, place or maintain a temporary sign except as permitted by this article.
 - (2) Temporary signs shall comply with all other applicable City by-laws.
 - (3) Where the provisions of this article are in conflict with any other by-law applicable to temporary signage, this article shall prevail to the extent of the conflict.

B. Temporary sign permit.

- (1) No person shall display, place, alter or erect or cause to be displayed, placed, altered or erected, any temporary sign on public or privately-owned lands, without obtaining a permit, except in the case of the following temporary signs:
 - (a) An official sign required by or erected under a federal or provincial statute or a by-law;
 - (b) A real estate sign, if the sign is on the lot being advertised for real estate purposes and is removed within 30 days after the property is no longer for sale or lease;
 - (c) An open house directional sign;
 - (d) Portable signs promoting citizen participation in civic, charitable or non-profit activities and events if:
 - [1] The signs are located at the site where the activity or event is taking place and where there is no existing signage; and
 - [2] The signs are erected no more than one week prior to the event taking place and removed within 48 hours of the conclusion of the activity or event;
 - (e) A garage sale sign; and
 - (f) Election signs, as permitted in Article II of this chapter.
- (2) An applicant for a temporary sign permit shall furnish to the City the information required by the City to process the permit, including:
 - (a) The name and address of the owner of the temporary sign;
 - (b) The name and address of the owner or business applying for the permit;
 - (c) The municipal address of the premise upon which the sign is to be located;
 - (e) A site plan or survey, identifying the location of the temporary sign on the premise;
 - (f) The commencement and termination dates for the placement of the temporary sign;
 - (g) A contact name and number for the individual responsible for the temporary sign and written authorization from the property owner or management company to permit the applicant to have the temporary sign located and placed on the premise;

- (h) The completed application; and
 - (i) The permit fee for the temporary sign set out in § 441-9 of Chapter 441, Fees.
- (3) Applicants for a temporary sign permit shall provide the City with a general liability insurance certificate in the amount of no less than \$2,000,000.00 per occurrence, naming the City as an additional insured and having provisions for cross-liability and severability of interest and the insurer or an authorized agent of the insurer must advise the City in writing in advance of a policy cancellation.
 - (4) The refusal of an application for a temporary sign permit based on failure to comply with any provision of this article is not appealable or reviewable.
 - (5) Despite Subsection B(4), if an application for a mobile or portable sign permit is received for a location within a registered Business Improvement Area (BIA) District and if the application is refused as a result of an objection made by a BIA Board of Management, based on its approved criteria, the refusal may be appealed.
 - (6) Appeals made under Subsection B(5) shall be considered by the local Community Council that shall make recommendations to Council and Council shall make the final decision that shall not be appealable or reviewable.
 - (7) Where the City has refused an application for a temporary sign permit based on failure to comply with any provision of this article, there shall be no refund of any permit fee paid.

C. Revocation of permit.

- (1) The City may revoke a permit issued under this article, with no refund, where:
 - (a) The sign does not comply with this article or any other applicable by-law or legislation;
 - (b) The permit has been issued in error by the City; or
 - (c) The permit has been issued under false, mistaken, incorrect, or misleading information.
- (2) Appeals relating to temporary sign permit revocations may be considered by the local Community Council that shall make recommendations to Council and Council shall make the final decision that is not appealable or reviewable.

D. Location.

- (1) Temporary signs may only be displayed or erected on lands zoned commercial, agricultural, institutional or mixed-uses and not on lands zoned solely for residential uses or industrial uses.
- (2) Despite Subsection D(1), real estate signs, open house directional signs and new development signs may be displayed or erected in any zone.
- (3) Despite Subsection D(1), garage sale signs may only be displayed or erected on lands zoned solely for residential uses.
- (4) Despite Subsections D(1), (2) and (3), Council may, subject to such conditions deemed necessary, including public consultation within the local community, prohibit any or all temporary signs within specified areas of the City.
- (5) Except as permitted by this article, no temporary sign shall be displayed or erected on, over, partly on or partly over, public property (for example, the road allowance, parks, community centres and public squares).
- (6) Despite Subsection D(5), the following are permitted on public property:
 - (a) An official sign required by a public authority;
 - (b) A work zone sign; and
 - (c) A non-illuminated directional sign for a religious institution.
- (7) Temporary signs shall not obstruct or be located in a required parking space.
- (8) The placement of temporary signs shall allow for 2.1 metres (seven feet) of unobstructed sidewalk space, and be located so as to avoid the disruption of traffic including access to a planter or bike rack.
- (9) Temporary signs shall not be:
 - (a) Displayed or erected on any centre median, traffic island or centre boulevard within the road allowance;
 - (b) Displayed or erected within a sight triangle;
 - (c) Affixed in any way to a utility pole, tree, official sign (such as, parking signs) or other public property;
 - (d) Displayed or erected within three metres (9.8 feet) of a driveway entrance or exit or a side property line.

- (10) Temporary signs shall be located as follows:
- (a) Except as permitted by this article, on private property and not closer than one metre (3.2 feet) from a municipal sidewalk;
 - (b) No closer than nine metres (29.5 feet) from the edge of the nearest traffic control device and shall not pose a line of sight issue by impeding a pedestrian's or driver's view of the traffic control device; and
 - (c) No closer than nine metres (29.5 feet) from the closest edge of the nearest paved portion of an intersection and shall not pose a line of sight issue by impeding a pedestrian's or driver's view of the intersection.

E. Maintenance and safety.

Every temporary sign shall be displayed, placed, erected or maintained in a good state of repair and shall not become, and shall not be altered to become, in the opinion of the Executive Director of Municipal Licensing and Standards, or his or her designate, deteriorated, damaged, unsafe, defective, upset, dislodged, inoperative or with no message to remain placed, erected or displayed on a premise or property.

F. Removal of sign.

The business owner or operator shall:

- (1) Remove any temporary sign located on City property, if required to do so under this article;
- (2) Not obstruct the City from entering any portion of the boulevard for the purposes of snow removal and any other maintenance, installation or repair.

§ 693-18. Portable signs; A-frame signs.

A. Portable sign permit.

- (1) Subject to the exceptions listed in § 693-17B(1)(a) to (f) inclusive, every person displaying or erecting a portable sign shall obtain the following:
 - (a) A permit, if the person operates a business that does not require a licence; or
 - (b) An attachment to the applicable business licence if the person operates a business that requires a licence under Chapter 545, Licensing.

- (2) A person applying for an attachment to a business licence or for a permit for a portable sign shall provide the City with the information listed in § 693-17B(2) and the following:
 - (a) A site plan showing the dimensions of the portable sign and the location of the portable sign on the premises; and
 - (b) The distance from the portable sign to the nearest street line, sidewalk, intersection, crosswalk, pedestrian crossover, corner, traffic light, driveway and street furnishings.
- (3) When the City authorizes a portable sign under this article, the owner of the sign shall display on the sign a sign permit identifier issued by the City as evidence that the sign has been authorized.
- (4) No permit for a portable sign shall be issued in relation to a premise with a frontage of less than 20 feet.

B. Location.

- (1) When portable signs are displayed or erected on public property as permitted by this article, the placement of the signs shall allow for 2.1 metres (seven feet) of unobstructed sidewalk space or, where City approved installations are located on the sidewalk, shall be located so as not to obstruct the remaining portion of the sidewalk.
- (2) Subject to Subsection B(1), portable signs shall only be displayed or erected on the road allowance abutting the business to which the sign relates, if there is insufficient area on private property in front of the main front wall of a building or side wall if the building is situated on a corner lot.
- (3) Portable signs shall be located against the front wall of the premises directly adjacent to the business which it is advertising or where City approved installations are located on the sidewalk and the sign is permitted on public property, the portable signs shall be located so as not to obstruct the remaining portion of the sidewalk.
- (4) Only the business owner or operator of the ground floor storefront may display a portable sign on the sidewalk adjacent to the premises.
- (5) No business, that has licensed a portion of the public right-of-way for a boulevard café or for marketing purposes may locate an A-frame sign outside the limits of the area so licensed.
- (6) No A-frame sign shall be located in an area that has tall grass or weeds, litter, trash or is generally unkept, and it shall be the responsibility of the owner of the business being advertised in the sign to keep the property free of such conditions.

- (7) A sign that does not comply with Subsection B(6) shall be removed immediately.
- (8) All lettering on an A-frame sign shall be done in a professional, workmanlike manner and it shall be the responsibility of the owner of the sign to provide a photograph or replica (design) of the front and rear face of the sign when making an application for a permit.
- (9) No A-frame signs shall be displayed or erected along the right-of-way areas along Bloor Street between Avenue Road and Sherbourne Avenue, or along Yonge Street south of Davenport Road.

C. General requirements for portable signs.

- (1) No more than one portable sign shall be displayed or erected for each business location.
- (2) Every portable sign relating to a business may only be displayed during the hours that that business is open and operating.
- (3) A portable sign shall not be animated, illuminated, have flashing lights, emit sound or have an electronic device to create or simulate motion, nor have any attachments adding to its height or width.

§ 693-19. Mobile signs.

A. Mobile sign permit.

- (1) A permit for a mobile sign shall be valid for a period of 30 days.
- (2) No more than three mobile sign permits shall be issued for a single business location in a calendar year.
- (3) If a permit for a mobile sign has been issued for a business location, a subsequent permit will not be issued until at least 30 days have elapsed from the date of expiry of the previous permit.
- (4) A person to whom a permit is issued for a mobile sign shall ensure that the permit expiry date is prominently displayed on the sign so as to be visible from a distance of not less than 15 meters.

B. Location.

- (1) Mobile signs shall be located completely on private property.
- (2) Mobile signs shall be located in front of the business that the sign is advertising.
- (3) Mobile signs shall not be displayed or erected on vacant land.

- (4) No mobile sign shall be located in an area that has tall grass or weeds, litter, trash or is generally unkept and it shall be the responsibility of the owner of the business being advertised in the sign to keep the property free of such conditions.
- (5) A sign that does not comply with Subsection B(4) shall be removed immediately.

C. Safety.

All mobile signs shall comply with minimum safety and design requirements, including the following:

- (a) Each sign shall have no more than two sign faces, each having a maximum area of five square metres (53.8 square feet);
- (b) The sign lettering shall be only black on white or white on black in the case of mobile signs having an area of 1.5 square metres, or more;
- (c) If backlit, the sign shall be Canadian Standards Association (CSA), hydro-approved battery or CSA hydro-approved power generator driven;
- (d) There shall be a minimum set distance between mobile signs so that each sign shall not be placed closer than 23 metres (75.5 feet) to another mobile sign located on the same lot or an adjoining lot; and
- (e) The sign shall not exceed 2.5 metres (8.2 feet) in height above grade and 3.05 metres (10 feet) in width.

§ 693-20. New development signs.

A. Permit.

- (1) New development signs will be authorized on an annual permit basis, subject to compliance with this article.
- (2) New development sign permits will be valid for no more than one year and may be renewed annually.
- (3) As evidence that a permit has been obtained for a new development sign, a sign permit identifier will be issued by the City and shall be posted by the person to whom the permit was issued in a designated place on the sign.

B. Location; ratio.

- (1) The number of new development signs shall not exceed 10 signs for every project and shall be limited to groupings of not more than five signs.

- (2) The groupings referred to in Subsection B(1) shall be:
 - (a) Restricted to two corners of a street intersection;
 - (b) Restricted to two on each street block and not placed closer than 100 metres from any other grouping of new development signs on the same side of the street; and
 - (c) Not placed adjacent to residential property except for the rear property line of the lot or a lot that is undeveloped.

C. Timing.

- (1) No new development sign may be erected, nor shall an application for a permit for a new development sign be accepted, until Council has approved the required zoning by-laws pertaining to that development.
- (2) No new development sign shall be displayed or erected on a street before 5:00 p.m. on a Friday, or after 7:00 a.m. of the immediately following Monday.
- (3) For the purposes of Subsection C(2), where a Friday or Monday is a statutory holiday, the hours shall be extended only to the extent necessary to include the statutory holiday.

D. Physical criteria.

- (1) The sign structure of each new development sign shall:
 - (i) Contain no more than two sign faces, each sign face having a maximum area of 1.5 square metres (16 square feet); and
 - (ii) Be a maximum height of 1.2 metres (four feet).
- (2) New development signs shall not be located where parking is permitted at the curbside.
- (3) New development signs shall not be animated, illuminated, have flashing lights, emit sound or have an electronic device to create or simulate motion, nor have any attachments adding to its overall dimensions.

§ 693-21. Real estate signs.

A. Number; size; location.

- (1) A maximum of one real estate sign shall be permitted on each street line of the property or unit of a building or condominium on which the sign is erected.

- (2) The sign face of a real estate sign shall not exceed one square metre (10.7 square feet) if erected on a property zoned residential and four square metres (43.0 square feet) if erected on a property zoned agricultural, industrial or commercial.
- (3) Real estate signs permitted by this article to be located on public property shall be positioned so as to prevent damage to underground services.

B. Safety.

- (1) No real estate sign shall be erected or maintained at any location where it may interfere with, obstruct the view of, or be confused with an authorized traffic sign, signal or warning device.
- (2) No real estate sign shall be erected or maintained that may obstruct the view of any pedestrian or driver of a motor vehicle or may interfere with vehicular movement to such a degree as may endanger any person or risk damage to any vehicle.

§ 693-22. Open house directional signs.

A. Location.

- (1) Open house directional signs may be placed on the public road allowance excluding any centre median, traffic island or centre boulevard within the road allowance.
- (2) Open house directional signs shall not be located closer than 0.3 metres from the pedestrian sidewalk and from the vehicular travelled portion of the road.
- (3) Open house directional signs shall not be affixed to a utility pole, tree, official sign (such as, parking signs) or other public property.

B. Safety.

- (1) No open house directional sign shall be erected or maintained at any location where it may interfere with, obstruct the view of, or be confused with an authorized traffic sign, signal or warning device.
- (2) No open house directional sign shall be erected or maintained which may obstruct the view of any pedestrian or driver of a motor vehicle or which may interfere with vehicular movement to such a degree as may endanger any person or risk damage to any vehicle.

C. Size; timing; contact information.

- (1) Open house directional signs shall have a maximum sign face area of 0.5 square metres.

- (2) Open house directional signs may only be displayed during the hours of the open house and must be removed before dusk.
- (3) An open house directional sign shall include the address of the property for sale or lease and the date of the open house.

§ 693-23. Garage sale signs.

A. General.

- (1) A garage sale sign shall not exceed 0.6 metres (two feet) in any dimension and shall not exceed 0.36 square metres (3.9 square feet) in sign area.
- (2) A garage sale sign may be located in the untravelled portion of the road allowance excluding any centre median, traffic island or centre boulevard within the road allowance.
- (3) No garage sale sign may be displayed or erected before 5:00 p.m. of the day immediately before the garage sale or after 7:00 a.m. of the day immediately following the garage sale.
- (4) A garage sale sign shall include the address of the property where the garage sale will be located and the date of the garage sale.

§ 693-24. Ground-mounted signs.

A. Permit.

- (1) Subject to the exceptions listed in § 693-17B(1)(a) to (f) inclusive, every person displaying or erecting ground-mounted signs shall obtain the following:
 - (a) A permit if the person operates a business that does not require a licence;
or
 - (b) An attachment to the applicable business licence if the person operates a business that requires a licence under Chapter 545, Licensing.
- (2) An application for an attachment to a business licence or for a permit shall contain the information listed in § 693-17B(2) and the following:
 - (a) A site plan showing the dimensions of the sign and the location of the sign on the premises; and
 - (b) The distance from the sign to the nearest street line, sidewalk, intersection, crosswalk, pedestrian crossover, corner, traffic light, driveway and street furnishings.

- (3) A sign permit identifier issued by the City shall be displayed on the sign as evidence that a ground-mounted sign has been authorized.

B. Location.

- (1) Ground-mounted signs shall be located so as not to obstruct the sidewalk.
- (2) Ground-mounted signs shall only be displayed or erected on the road allowance abutting the business to which the sign relates, if the signs are permitted on public property under this article and if there is insufficient area on private property in front of the main front wall of a building or side wall if the building is situated on a corner lot.
- (3) Ground-mounted signs shall be located on the premises directly adjacent to the business which it is advertising, or where otherwise located so as not to obstruct the sidewalk.

C. General.

- (1) Ground-mounted signs shall:
 - (a) Contain no more than two sign faces, each sign face having a maximum area of one square metre (10.7 square feet) with neither the length nor width of any face exceeding one metre (three feet, three inches); and
 - (b) Be a maximum height of 1.2 metres (four feet).
- (2) No more than one ground-mounted sign may be displayed or erected at each business location.
- (3) A business owner or operator of the ground floor/storefront only shall be allowed to display a ground-mounted sign adjacent to the premises.
- (4) Every ground-mounted sign relating to a business may only be displayed during the hours that that business is open and operating.
- (5) A ground-mounted sign shall not be animated, illuminated, have flashing lights, emit sound or have an electronic device to create or simulate motion, nor have any attachments adding to its height or width.

§ 693-25. Charity; religious institution; community organization; school.

- A. A charity, religious institution, community organization and school may erect, display, place or maintain temporary signs promoting citizen participation in religious, civic, charitable or non-profit activities and events, or advertising festivals and community events on land which is primarily used for the operations or activities of the charity, religious institution, community organization or school.

- B. The physical criteria in this article that is applicable to the type of temporary signs being utilised shall apply to signs erected, displayed, placed or maintained by charities, religious institutions, community organizations and schools.
- C. Despite Subsection A, no more than one mobile sign may be erected, displayed, placed or maintained on land which are primarily used for the operation or activities of a charity, religious institution, community organization or school.

§ 693-26. Removal of unlawful signs; costs of City removal.

- A. If a temporary sign is erected or displayed in contravention of this article, the Executive Director of Municipal Licensing and Standards, or persons acting upon his or her instructions, may, without notice, enter the land and pull down or remove the temporary sign at the expense of the owner.
- B. Despite Subsection A, if a new development sign, an open house directional sign, a real estate sign or a garage sale sign has been affixed, erected or otherwise displayed in contravention of this article, the Executive Director of Municipal Licensing and Standards, or persons acting upon his or her instructions, may:
 - (1) Notify the owner to:
 - (a) Repair the sign;
 - (b) Pull down or remove the sign; or
 - (c) Correct the contravention so the sign complies with this article.
- C. Temporary signs seized due to non-compliance with this article shall be held for a sixty-day period, then destroyed without notice.
- D. The fee for removing an illegal temporary sign is set out in § 441-9 of Chapter 441, Fees and shall be added to the subsequent year's permit fee, if the sign is not retrieved.
- E. The fee for removing an illegal temporary sign, as set out in § 441-9 of Chapter 441, Fees, may also be recovered by action or adding the charge to the tax roll and collecting the charge in the same manner as taxes.

§693-27. Offences.

Any person who contravenes any provision of this article is guilty of an offence.

- 2. Section 545-1 of Toronto Municipal Code Chapter 545, Licensing, is amended by adding the following definition in alphabetical order:

TEMPORARY SIGN PROVIDER – Every person engaged in the business of installing on behalf of others, or leasing or renting to others, temporary signs as defined in Chapter 693.

3. Section 545-2 of Chapter 545 is amended by adding the following subsection:

(64) Every temporary sign provider.

4. Appendix A of Chapter 545 is amended by adding the following phrase to the paragraph under the heading “Fee Class 08 (Retailer – Services)” after the word “thereto” and before the period: “engage in business as a temporary sign provider”.
5. Chapter 545 is amended by adding the following Article:

ARTICLE XL
Temporary Sign Providers

§ 545-492. Policy of insurance; certified copy or certificate.

- A. Every temporary sign provider shall procure a policy of insurance in at least the amount of \$2,000,000.00 (exclusive of interest and costs) comprehensive against loss or damage resulting from bodily injury to or the death of one or more persons, or from loss or damage to property resulting from any accident.
- B. The policy of insurance shall:
- (1) Provide for cross-liability and severability of interest;
 - (2) Be endorsed to the effect that the Municipal Licensing and Standards Division will be given at least 10 days’ written notice of any cancellation, expiration or variation in the amount of the policy; and
 - (3) Name the City of Toronto as an additional insured.
- C. A certified copy or certificate of the policy of insurance shall be deposited with the Municipal Licensing and Standards division.
6. Section 441-9 of Chapter 441, Fees, of The City of Toronto Municipal Code is amended by adding the following:
- A. Subsection A(1) is amended by adding “, and temporary signs” after “roof”.
 - B. By adding the following:
 - E. Temporary signs permit and removal fees.

The fees payable to the City for a temporary sign are as follow, and permit application fees are to be paid at the time of making the application:

- (1) If a permit is required for a portable sign, the permit fee for the application and approval of a portable sign is \$200 and the annual permit fee is \$200.

- (2) The fee for removing an illegal portable sign is \$100 and shall be added to the subsequent year's permit fee if the sign is not retrieved.
 - (3) The permit fee for the application and approval of a mobile sign shall be \$125.
 - (4) The fee for the retrieval of an illegal mobile sign is \$200 plus the cost of storage at the rate of \$15 per day.
 - (5) The permit fee for the application and approval of each new development sign is \$200.
 - (6) The permit fee for the application and approval of a ground-mounted sign is \$200, and the annual permit fee is \$200.
 - (7) If a new development sign, an open house directional sign or a garage sale sign is pulled down or removed under Article III, Temporary Signs, of Chapter 693, Signs, the owner of the sign shall pay a fee of \$100.
7. Section 441-9A(1) of Chapter 441, Fees, of The City of Toronto Municipal Code is amended by adding the words “, portable, mobile, new development and ground-mounted” after the words “roof”.
8. This by-law comes into force 60 days after this by-law is enacted.

ENACTED AND PASSED this 21st day of July, A.D. 2005.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)