

ATTACHMENT 1

**PROPOSED AMENDMENTS TO CHAPTER 693, SIGNS,
ARTICLE II, ELECTION SIGNS**

Note: Changes to specific provisions noted in **bold font**

	Current	Proposed
§ 693-5. Definitions.		
<i>Add the following new definitions:</i>		
CAMPAIGN OFFICE SIGN	None.	CAMPAIGN OFFICE SIGN – any sign containing sign copy which solely identifies the name of a candidate in a federal, provincial or municipal election, and the location of a candidate's campaign office, and contains no other message.
STREET INSTALLATION DEDICATED ADVERTISING SPACE	None.	STREET INSTALLATION DEDICATED ADVERTISING SPACE - A location or structure, or located on a structure, including a bus shelter and a municipal garbage container, located on a Highway owned by or under the control of the City, approved and designated by the City for the purpose of displaying any colour, form, graphic, illumination, symbol or writing to convey information of any kind to the public, including but not limited to display of an advertisement, bill, handbill, leaflet, flyer or placard.
ELECTION SIGN PERIOD	None.	ELECTION SIGN PERIOD – The time between the date established under § 693-9 for the commencement of the erection or display of election signs and the time established for the removal of election signs established under § 693-9D.

§ 693-6. General requirements.

Modify the current § 693-6 C. with the proposed.

§ 693-6 C.

C. No person shall deface or wilfully cause damage to a lawfully erected election sign.

C. No person shall **pull down, move, remove, alter**, deface or wilfully cause damage to a lawfully erected election sign **except:**

(1) In the case of an election sign erected or displayed in accordance with § 693-7B, with the consent of:

(a) The candidate to whom the sign relates; or

(b) The owner of an abutting property; or

(c) The occupant of an abutting property.

(2) In the case of an election sign erected or displayed in accordance with § 693-7C, with the consent of:

(a) The candidate to whom the sign relates; or

(b) The Toronto Transit Commission.

(3) In the case of an election sign erected or displayed in accordance with § 693-7D, with the consent of:

(a) The candidate to whom the sign relates; or

(b) The City.

(4) In the case of an election sign erected or displayed in accordance with § 693-8, with the consent of:

(a) The candidate to whom the sign relates; or

		<p>(b) The owner of the property upon which the sign is erected; or</p> <p>(c) The occupant of the property upon which the sign is erected.</p>
Add the following new provision:		
New § 693-6 D.	None.	D. No candidate or his or her agent shall erect, attach, place or display or permit the erection, attachment, placement or display of an election sign outdoors on public and/or private property unless the candidate has paid the fee set out in Chapter 441, Fees and Charges, for the service of removal and storage of improperly displayed election signs during the Election Sign Period.
§ 693-7. Election signs on public property.		
Modify the current § 693-7 A.(1)(2)(3) with the proposed.		
§ 693-7 A.(1)(2)(3)	<p>A. Election signs are not permitted anywhere on public property other than on:</p> <p>(1) A highway, or a public utility pole located on a highway, provided there is compliance with the requirements of Subsection B(1) and Subsection C(1);</p> <p>(2) A structure, including a bus shelter and a municipal garbage container, located on a highway, if permitted under the terms and conditions of any agreement between the owner or operator of the structure and the City or one of its agencies, boards or</p>	<p>A. Election signs are not permitted anywhere on public property other than on:</p> <p>(1) A highway, or a public utility pole located on a highway, provided there is compliance with the requirements of Subsection B(1);</p> <p>(2) A structure, including a bus shelter and a municipal garbage container, located on a highway, if permitted under the terms and conditions of any agreement between the owner or operator of the structure and the City or one of its agencies, boards or</p>

	<p>commissions, and provided there is compliance with the requirements of Subsection B(1) and Subsections C(1)(e) to (g); or</p> <p>(3) A TTC dedicated advertising space, if permitted under the terms and conditions of any agreement between the owner or operator of the TTC dedicated advertising space and the Toronto Transit Commission, and provided there is compliance with the requirements of Subsection B(1) and Subsection D(1).</p>	<p>commissions, and provided there is compliance with the requirements of Subsections B(1)(e) to (g); or</p> <p>(3) A TTC dedicated advertising space, if permitted under the terms and conditions of any agreement between the owner or operator of the TTC dedicated advertising space and the Toronto Transit Commission, and provided there is compliance with the requirements of Subsection C(1).</p>
<i>Add the following new provision:</i>		
New § 693-7 A.(4)	None.	<p>A. Election signs are not permitted anywhere on public property other than on:</p> <p>[...]</p> <p>(4) Street Installation dedicated advertising space, if permitted and erected or displayed in accordance with the terms and conditions of any agreement between the City concerning operation of the street installation dedicated advertising space and in accordance with Subsection D.</p>
<i>Delete the current § 693-7 B.</i>		
§ 693-7 B.	<p>B. Prerequisites for display of signs; refund of deposit.</p> <p>(1) No candidate or his or her agent shall erect, attach, place or display or permit</p>	DELETE.

	<p>the erection, attachment, placement or display of election signs which would otherwise be permitted under Subsections C or D unless:</p> <p>(a) The candidate has paid an election sign deposit of \$250 to the City; and</p> <p>(b) (Reserved)</p> <p>(2) Subject to any deduction made under § 693-10B(1) of this article, the person who paid to the City an election sign deposit on behalf of a particular candidate is entitled to have the amount of the election sign deposit refunded no later than 90 days after voting day.</p>	
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Modify the current § 693-7 C. with the proposed, and insert as a replacement for § 693-7 B.

<p>Current § 693-7 C. becomes new § 693-7 B.</p>	<p>C. Regulations for signs on highways; removal of signs</p> <p>(1) Subject to Subsection B, election signs may be erected or displayed on highways, except highways upon which pedestrians are prohibited, if:</p> <p>(a) The signs are no larger than 1.2 square metres in area and no higher than two metres above ground level;</p> <p>(b) On highways without sidewalks, the signs are not located within 1.5 metres of the curb or the edge of pavement;</p> <p>(c) On highways with sidewalks, the signs are not located between the curb and the sidewalk;</p> <p>(d) The signs are not</p>	<p>B. Regulations for signs on highways</p> <p>(1) Election signs may be erected or displayed on highways, except highways upon which pedestrians are prohibited, if:</p> <p>(a) The signs are no larger than 1.2 square metres in area and no higher than two metres above ground level;</p> <p>(b) On highways without sidewalks, the signs are not located within 1.5 metres of the curb or the edge of pavement;</p> <p>(c) On highways with sidewalks, the signs are not located between the curb and the sidewalk;</p> <p>(d) The signs are not located within 15 metres</p>
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	<p>located within 15 metres of an intersection or pedestrian crossover;</p> <p>(e) The signs are not located on a median or island installed within the highway;</p> <p>(f) The signs do not interfere with the safe operation of vehicular traffic or with the safety of pedestrians;</p> <p>(g) The signs are not erected adjacent to a voting place, City park or a facility that is owned or operated by the City; and</p> <p>(h) The signs are erected with the consent of the owner or occupant of the abutting property.</p> <p>(2) No person shall pull down or remove an election sign erected or displayed in accordance with Subsection C(1) except with the consent of the candidate to whom the sign relates or the owner or occupant of the abutting property.</p>	<p>of an intersection or pedestrian crossover;</p> <p>(e) The signs are not located on a median or island installed within the highway;</p> <p>(f) The signs do not interfere with the safe operation of motor vehicular traffic, cyclists, and with the safety of pedestrians, and must not obstruct visibility or block sightlines;</p> <p>(g) The signs are not erected or displayed adjacent to a voting place, City park or a facility that is owned or operated by the City; and</p> <p>(h) The signs are erected or displayed with the consent of the owner or occupant of the abutting property.</p>
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Modify the current § 693-7 D. with the proposed, and insert as a replacement for § 693-7 C.

<p>Current § 693-7 D. becomes new § 693-7 C.</p>	<p>D. Regulations for signs on TTC dedicated advertising spaces; removal of signs.</p> <p>(1) Subject to Subsection B, election signs may be erected or displayed on TTC dedicated advertising spaces, if:</p> <p>(a) The signs are located on station advertising space as permitted under the terms and conditions of</p>	<p>C. Regulations for signs on TTC dedicated advertising spaces</p> <p>(1) Election signs may be erected or displayed on TTC dedicated advertising spaces, if:</p> <p>(a) The signs are located on station advertising space as permitted under the terms and conditions of any agreement between the owner or operator of</p>
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	<p>any agreement between the owner or operator of the station advertising space and the Toronto Transit Commission and;</p> <p>[1] The sign is not illuminated as required by § 693-6B(1), unless the terms and conditions of any agreement between the owner or operator of the station advertising space and the Toronto Transit Commission permits the display of illuminated signs on the station advertising space;</p> <p>[2] The signs are no larger than 2.3 square metres in area;</p> <p>[3] The signs do not interfere with the safe operation of vehicular traffic or with the safety of pedestrians;</p> <p>[4] The signs are not erected or displayed adjacent to a voting place; and</p> <p>[5] The signs are erected with the consent of the Toronto Transit Commission.</p> <p>(b) The signs are located on vehicle advertising space as permitted under the terms and conditions</p>	<p>the station advertising space and the Toronto Transit Commission and;</p> <p>[1] The sign is not illuminated as required by § 693-6B(1), unless the terms and conditions of any agreement between the owner or operator of the station advertising space and the Toronto Transit Commission permits the erection or display of illuminated signs on the station advertising space;</p> <p>[2] The signs are no larger than 2.3 square metres in area;</p> <p>[3] The signs do not interfere with the safe operation of motor vehicular traffic, cyclists, and with the safety of pedestrians, and must not obstruct visibility or block sightlines;</p> <p>[4] The signs are not erected or displayed adjacent to a voting place; and</p> <p>[5] The signs are erected or displayed with the consent of the Toronto Transit Commission.</p>
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	<p>of any agreement between the owner or operator of the vehicle advertising space and the Toronto Transit Commission and;</p> <p>[1] The sign is not illuminated as required by § 693-6B(1), unless the terms and conditions of any agreement between the owner or operator of the vehicle advertising space and the Toronto Transit Commission permits the display of illuminated signs on the vehicle advertising space;</p> <p>[2] The signs are no larger than 2.7 square metres in area;</p> <p>[3] The signs do not interfere with the safe operation of vehicular traffic or with the safety of pedestrians;</p> <p>[4] The signs are not erected or displayed adjacent to a voting place; and</p> <p>[5] The signs are erected with the consent of the Toronto Transit Commission.</p> <p>(2) No person shall pull down or remove an election sign erected or displayed in accordance with Subsection</p>	<p>(b) The signs are located on vehicle advertising space as permitted under the terms and conditions of any agreement between the owner or operator of the vehicle advertising space and the Toronto Transit Commission and;</p> <p>[1] The sign is not illuminated as required by § 693-6B(1), unless the terms and conditions of any agreement between the owner or operator of the vehicle advertising space and the Toronto Transit Commission permits the erection or display of illuminated signs on the vehicle advertising space;</p> <p>[2] The signs are no larger than 2.7 square metres in area;</p> <p>[3] The signs do not interfere with the safe operation of motor vehicular traffic, cyclists, and with the safety of pedestrians, and must not obstruct visibility or block sightlines;</p> <p>[4] The signs are not erected or displayed adjacent to a voting place; and</p>
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	<p>D(1) except with the consent of the candidate to whom the sign relates or the Toronto Transit Commission.</p>	<p>[5] The signs are erected or displayed with the consent of the Toronto Transit Commission.</p>
<p><i>Add the following as a new replacement for § 693-7 D.</i></p>		
<p>New § 693-7 D.</p>		<p>D. Regulations for signs on Street Installation dedicated advertising spaces</p> <p>(1) Election signs may be erected or displayed on Street Installation dedicated advertising space, if:</p> <p>(a) The signs are located on advertising space as permitted under the terms and conditions of any agreement between the owner or operator of the Street Installation dedicated advertising space and the City and;</p> <p>[1] The sign is not illuminated as required by § 693-6 B(1), unless the terms and conditions of any agreement between the owner or operator of the Street Installation dedicated advertising space and the City permits the erection or display of illuminated signs on the advertising space;</p> <p>[2] The signs are no larger than the</p>

		<p>greater of 1.2 square metres in area, or the area of the Street Installation dedicated advertising space;</p> <p>[3] The signs do not interfere with the safe operation of motor vehicular traffic, cyclists, and with the safety of pedestrians, and must not obstruct visibility or block sightlines;</p> <p>[4] The signs are not erected or displayed adjacent to a voting place; and</p> <p>[5] The signs are erected or displayed with the consent of the City.</p>
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§ 693-8. Election signs on private property.

Modify the current § 693-8 A.(2) with the proposed.

<p>§ 693-8 A.(2)</p>	<p>A. Election signs may be erected or displayed on private property if:</p> <p>[...]</p> <p>(2) The signs do not interfere with the safe operation of vehicular traffic or with the safety of pedestrians; and</p>	<p>A. Election signs may be erected or displayed on private property if:</p> <p>[...]</p> <p>(2) The signs do not interfere with the safe operation of motor vehicular traffic, cyclists, and with the safety of pedestrians, and must not obstruct visibility or block sightlines;</p>
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<i>Modify the current § 693-8 B. with the proposed.</i>		
§ 693-8 B.	B. Despite §§ 693-6B(1) and 693-8A(1), an election sign may be displayed on an illuminated billboard provided that each billboard has been installed under the authority of a permit issued under the applicable sign by-law.	B. Notwithstanding the restrictions contained in §§ 693-6B(1) and 693-8A(1), an election sign may be erected or displayed as sign copy on a third party sign, in accordance with the requirements of the applicable permit issued under Chapter 694, or under the authority of a sign by-law passed by the City, former area municipality, or the former Municipality of Metropolitan Toronto, still in effect as of April 5, 2010.
<i>Delete the current § 693-8 D.</i>		
§ 693-8 D.	D. A candidate or an agent of a candidate may erect directional signs to identify the location of a campaign office provided that the directional signs are not designed or intended to be election signs and provided that the directional signs comply with all applicable by-laws.	DELETE.
<i>Delete the current § 693-8 E.</i>		
§ 693-8 E.	E. No person shall pull down or remove a lawfully erected election sign on private property without the consent of the candidate to whom the sign relates or the owner or occupant of the property upon which the sign is erected.	DELETE.
§ 693-8.1 Campaign Office Signs.		
<i>Add the following new provisions:</i>		
§ 693-8.1	None.	A. Campaign office signs may be erected or displayed if: (1) The campaign office sign is erected on a campaign office;

		<ul style="list-style-type: none">(2) No more than one campaign office sign is erected on a campaign office;(3) The campaign office sign does not interfere with the safe operation of motor vehicular traffic, cyclists, and with the safety of pedestrians, and must not obstruct visibility or block sightlines;(4) The campaign office sign is not erected or displayed adjacent to a voting place, City park or a facility that is owned or operated by the City;(5) The campaign office sign is erected or displayed with the consent of the owner or occupant of the abutting property;(6) The campaign office sign is removed within 72 hours after the completion of voting on voting day; and(7) The campaign office sign is erected or displayed:<ul style="list-style-type: none">(a) On a sign structure in accordance with the requirements of the applicable permit issued under Chapter 694, or under the authority of a sign by-law passed by the City, former area municipality, or the former Municipality of
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		<p>Metropolitan Toronto, still in effect as of April 5, 2010; or</p> <p>(b) The campaign office sign</p> <ul style="list-style-type: none"> i. is no larger than 2.5 square metres in area; ii. has no more than one sign face; and iii. the highest point of the sign is no higher than 4.0 metres above grade.
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§ 693-9. Timing.

Modify the current § 693-9 A. B. with the proposed.

<p>§ 693-9 A. B.</p>	<p>A. Election signs shall not be erected or displayed for a federal or provincial election until the day the writ of election is issued.</p> <p>B. Election signs shall not be erected or displayed for a municipal election until 25 days prior to voting day with the exception of the 2010 municipal election where election signs shall not be erected or displayed for a municipal election until 21 days prior to voting day.</p>	<p>A. Election signs shall not be erected or displayed:</p> <ul style="list-style-type: none"> (1) For a federal election until 21 days prior to the date fixed under paragraph 57(1.2)(c) or the date contained in the writ issued by the Chief Electoral Officer in accordance with s.59 of the <i>Canada Elections Act</i> as polling day; (2) For a provincial election until 21 days prior to the day established as polling day in the notice of election as published by the Chief Electoral Officer in <i>The Ontario Gazette</i> in accordance with the requirements of the <i>Elections Act</i>; (3) For a municipal election until 21 days prior to voting day.
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		<p>B. Notwithstanding subsection A, where the day 21 days prior to voting day, or polling day as applicable, is a date of cultural or religious significance as indicated in the annual schedule of meetings adopted by Council and published by the City Clerk as required by §27-25 of Municipal Code Chapter 27, Council Procedures, election signs shall not be erected or displayed until the first business day after the date indicated in subsection A, that is not is a date of cultural or religious significance indicated in Council's adopted annual schedule of meetings.</p>
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§ 693-10. Removal of unlawful election signs.

Modify the current § 693-10 in its entirety, with the proposed.

<p>§ 693-10 A.</p>	<p>A. Removal of signs by City; storage; retrieval.</p> <p>(1) If a sign is erected or displayed in violation of this article, the appropriate City officials may cause the sign to be removed immediately without notice.</p> <p>(2) Signs that have been removed under Subsection A(1) shall be stored by the City for a minimum of 30 days, during which time the owner of the sign or the owner's agent may retrieve the sign by:</p> <p>(a) Paying any amounts owing to the City under this article; and</p> <p>(b) Providing the City with</p>	<p>A. Removal of signs by City; storage; retrieval.</p> <p>(1) If a sign is erected or displayed in violation of this article, the appropriate City officials may cause the sign to be removed immediately without notice.</p> <p>(2) Signs that have been removed under Subsection A(1) shall be stored by the City as follows:</p> <p>(a) Until the completion of the Election Sign Period for signs removed during the Election Sign Period;</p> <p>(b) For 72 hours after notice is provided in accordance with</p>
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	<p>a signed acknowledgement and release in a form acceptable to the City.</p> <p>(3) Any sign that has been removed by the City and stored for more than 30 days may be destroyed or otherwise disposed of by the City without notice and without compensation to the owner of the sign.</p> <p>(4) Despite Subsection A(2), the City shall not be obliged to store signs made entirely of paper or other lightweight material and may destroy these signs immediately upon removal.</p>	<p>Subsection C for signs removed outside of the Election Sign Period.</p> <p>(3) During the time the sign is stored under Subsection A(2), the owner of the sign or the owner's agent may retrieve the sign by:</p> <p>(a) Paying any amounts owing to the City under this article; and</p> <p>(b) Providing the City with a signed acknowledgement and release in a form acceptable to the City.</p> <p>(4) Any sign that has been removed by the City and stored in accordance with Subsection A(1),(2), may be recycled, destroyed, or otherwise disposed of by the City without notice and without compensation to the owner of the sign.</p> <p>(5) Despite Subsection A(2), the City shall not be obliged to store signs made entirely of paper or other lightweight material and may destroy these signs immediately upon removal.</p>
<p>§ 693-10 B.</p>	<p>B. Costs for removal and storage of signs.</p> <p>(1) Subject to Subsection B(2), if an election sign is removed from public property in accordance with Subsection A, the candidate to whom the sign relates will be charged a fee of \$25 to be deducted from the</p>	<p>B. Costs for removal and storage of signs.</p> <p>(1) In accordance with § 693-6E, if an election sign is removed for being erected or displayed in violation of this article outside of the Election Sign Period, the candidate to whom the sign relates will be</p>

	<p>refundable portion of the candidate's election sign deposit to cover the cost of removing the sign.</p> <p>(2) The fee described in Subsection B(1) will be waived if, within 30 days from the date of receiving a notice of fees due to the City under this article, the candidate provides a sworn statement to the City Clerk indicating that neither the candidate nor, to the best of the candidate's knowledge, any person acting on behalf of the candidate was responsible for the unlawful erection or display of the election sign.</p> <p>(3) If a candidate is in violation of § 693-7B(1), the candidate shall, in addition to any fine or other penalty which may be imposed for an offence under this article, be required to pay to the City the cost of removing any of the candidate's election signs erected or displayed on public property, which amount may be recovered by legal action or in like manner as municipal taxes.</p> <p>(4) Cost for removal and storage.</p> <p>(a) If an election sign is removed from private property in accordance with Subsection A, any person responsible for</p>	<p>charged, in addition to any fine or other penalty which may be imposed for an offence under this article, the fee for removal and storage of improperly displayed election signs prior to or after the Election Sign Period, as set out in Chapter 441, Fees and Charges;</p> <p>(2) If a candidate is in violation of § 693-6E, and an election sign is removed for being erected or displayed in violation of this article during and/or outside of the Election Sign Period, the candidate to whom the sign relates will be charged, in addition to any fine or other penalty which may be imposed for an offence under this article, the fee for removal and storage as set out in Chapter 441, Fees and Charges.</p>
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	<p>erecting or displaying or causing the erection or display of the sign in contravention of this article shall, in addition to any fine or other penalty which may be imposed for an offence under this article, be required to pay to the City:</p> <p>[1] The cost of removing the sign; and</p> <p>[2] If a sign has been stored, a per-sign storage charge of \$2 per day or part thereof, or \$0.50 per square metre of sign face area per day or part thereof, whichever is the greater, the sign face area to be the total area of all sign faces on the sign.</p> <p>(b) The amounts in Subsection B(4)(a)[1] and [2] may be recovered by legal action or in like manner as municipal taxes.</p> <p>(5) If an election sign has been stored after being removed from public property, the candidate to whom the sign relates shall pay a storage charge as outlined in Subsection B(4), which amount may be recovered by legal action or in like manner as municipal taxes.</p>	
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<p>§ 693-10 C.</p>	<p>C. When costs for removal exceed deposit; notice.</p> <p>(1) If the costs incurred by the City in removing a candidate's signs from public property exceed the election sign deposit paid by the candidate, the City shall notify the candidate, who, 30 days after the election date, shall pay:</p> <p>(a) The outstanding costs of removal at a cost of \$25 per sign.</p> <p>(2) Notice under Subsection C(1) shall be given to the candidate by registered mail or facsimile transmission and shall be deemed to be received the next business day.</p> <p>(3) A candidate who has received notice under Subsection C(1) shall be informed of the outstanding costs of removal which he or she is required to pay.</p>	<p>C. Notice for signs removed</p> <p>(1) Notice shall be given to the candidate:</p> <p>(a) For signs removed during the Election Sign Period within 24 hours of the removal of the sign;</p> <p>(b) For signs removed outside of the Election Sign Period within 24 hours of the removal of the sign; and</p> <p>(c) by email, registered mail, personal delivery, or facsimile transmission.</p> <p>(2) Notice provided in accordance with Subsection C(1) shall be deemed to be received the next business day.</p> <p>(3) In accordance with § 693-6E, a candidate who has received notice under Subsection C(1) for signs removed outside of the Election Sign Period shall be informed of the fees which he or she is required to pay.</p> <p>(4) If a candidate is in violation of § 693-6E and has received notice under Subsection C(1) for signs removed during and/or outside of the Election Sign Period, the candidate shall be informed of the fees which he or she is required to pay.</p>
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§ 693-11. Payment methods.

Modify the current § 693-11. with the proposed.

§ 693-11.	The election sign deposit or other debt owed to the City under this article shall only be payable by cash, certified cheque or money order.	Charges or debts owed to the City under this article shall be payable by cash, certified cheque, money order, credit card or debit card.
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