

The Corporation of the City of Richmond Hill

By-Law 37-21

A By-law to amend By-law 52-09, being the City of Richmond Hill Sign By-law

Whereas on November 9th, 2009, Council (“Council”) of the Corporation of the City of Richmond Hill (the “Corporation”) enacted By-law 52-09, the City of Richmond Hill Sign by-law (the “Sign By-law”) to regulate advertising devices within the City of Richmond Hill;

And Whereas public notice of Council’s intention to pass this by-law was given on March 17, 2021 in accordance with the provisions of By-law 12-20;;

And Whereas on March 24, 2021, Council adopted the recommendations with respect to revisions to the Sign By-law as set out in Staff Report SRCS.21.07;

Now Therefore The Council Of The Corporation Of The City Of Richmond Hill Enacts As Follows:

- 1. That By-law 97-19, being a by-law to amend the City’s sign by-law, being By-law 52-09, be repealed;
- 2. That part of confirmatory By-law 149-19 containing Council’s resolution regarding Real Estate Open House Signs be repealed; and
- 3. That the Sign By-law 52-09 be amended as follows:
 - a. By adding the following definitions in alphanumeric sequence:

“Open House” means an event, during which a *Property*, *Premises* or a portion thereof that is offered for sale, rent or lease, is temporarily available for public viewing (without appointment).

“Real Estate Open House Sign” means a *Portable Sign* that clearly advertises an active *Open House*.

“Real Estate Sign” means a *Ground Sign* located, erected or displayed for the purpose of notification that a *Premises* or *Property* is available for sale, rent, or lease.

- (b) By revising the definition of “Sign” to include a “Real Estate Open House Sign” and a “Real Estate Sign”.
- (c) By adding the following row to Table A – Signs Not Requiring a Permit of Section 6.1:

Sign Type/ Description	Applicable Zones	Provisions
<i>Real Estate Open House Sign</i>	On the <i>Property</i> or on the boulevard adjoining the <i>Property</i> , where an <i>Open House</i> is taking place	A maximum of one (1) <i>Real Estate Open House Sign</i> having a maximum <i>Sign Area</i> of 0.36 square metres and a maximum <i>Height</i> of 1.0 metres may be displayed per road frontage in connection with any one (1) <i>Open House</i> .

		Shall be displayed only on the day of an <i>Open House</i> .
		Shall be setback a minimum of 1.0 metre from the edge of the pavement.
		Shall indicate the address of the <i>Open House</i> .

- (d) By replacing the row of Table A relating to real estate Signs with the following:

Sign Type/ Description	Applicable Zones	Provisions
<i>Real Estate Sign</i>	All Zones	Maximum <i>Sign Area</i> of 1.20 m ² in residential <i>Zone</i> . For all other <i>Zones</i> , maximum <i>Sign Area</i> of 3.50 m ² .
		Maximum Height of 1.20 m.
		Shall be removed within fourteen (14) days after the date of acceptance of an offer of purchase or lease of a <i>Property</i> or <i>Premises</i> .
		<i>Non-Illuminated</i> only.
		Within the maximum sign area identified in this column, may include an insert identifying an <i>Open House</i> .

- (e) By adding the following subparagraph to the Section 15.6:
- (d) is any one (1) of a group of the same type of *Signs* of which the maximum permitted number has been exceeded.
- (f) That section 15.1 be repealed and replaced with the following:
- 15.1** Every *Person* who contravenes any provision of this by-law or any order issued under this by-law is guilty of an offence and upon conviction is liable to a fine as provided for in the Provincial Offences Act, R.S.O. 1990, c. P. 33, as amended
- (g) The following shall be added to Section **15.0 ENFORCEMENT AND PENALTIES**:
- 15.14** In lieu of laying a charge under the Provincial Offences Act for a breach of any provision of this by-law, a *By-law Enforcement Officer* may issue a penalty notice to the *Person* who has contravened this by-law in accordance with the service requirements of the *Corporation's* Administrative Penalty By-law. For greater certainty, the *By-law Enforcement Officer* has the discretion to either proceed by way of an administrative penalty or a charge laid under the Act, if an administrative penalty is issued to a *Person* for the breach, no charge shall be laid against that same *Person* for the same breach.

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15.15 A *Person* served with a penalty notice shall be liable to pay to the *Corporation* an administrative penalty in the amount specified in Schedule “A” of the Administrative Penalty By-law. An administrative penalty for a contravention of this by-law that is not paid within 15 days after the day it becomes due and payable, constitutes a debt of the *Person* to the *Corporation* and may be added to a municipal tax roll and collected in the same manner as municipal taxes.

15.16 A *Person* who is issued a penalty notice shall be subject to the procedures as provided for in the *Corporation’s* Administrative Penalty By-law.

4. Except as herein provided and as required to give effect to the amendments in the above-referenced by-laws, the provisions of such by-laws shall continue in full force and effect without amendment.

Passed this 24 day of March, 2021.

Joe DiPaola
Acting Mayor

Stephen M.A. Huycke
City Clerk