

THE CORPORATION OF THE DISTRICT OF BURNABY

BURNABY SIGN BY-LAW

1972

BY-LAW NO. 6163

OCTOBER, 1972

TABLE OF CONTENTS

| <u>Section Number</u> | | <u>Page Number</u> |
|---------------------------|---|------------------------|
| 1. | SHORT TITLE ----- | 1 |
| 2. | DEFINITIONS ----- | 1 |
| 3. | APPLICATION ----- | 4 |
| 4. | ESTABLISHMENT OF SCHEDULES ----- | 5 |
| 5. | SUPPLEMENTARY REGULATIONS ----- | 5 |
| | 5.1 General Requirements----- | 5 |
| | 5.2 Site Maintenance Standards ----- | 6 |
| | 5.3 General Siting and Locational Standards --- | 6 |
| | 5.4 Sign Specifications ----- | 6 |
| 6. | ADMINISTRATION AND ENFORCEMENT ----- | 7 |
| | 6.1 Administration ----- | 7 |
| | 6.2 Permits and Approvals ----- | 7 |
| | 6.3 Comprehensive Sign Plan ----- | 8 |
| | 6.4 Inspection ----- | 9 |
| | 6.5 Enforcement ----- | 9 |
| | 6.6 Penalties ----- | 10 |
| 7. | EFFECTIVE DATE OF BY-LAW ----- | 11 |

SCHEDULES

| <u>Schedule Number</u> | | <u>Page Number</u> |
|----------------------------|---|------------------------|
| I. | ALL DISTRICTS ----- | 12 |
| II. | A, R and RM DISTRICTS ----- | 13 |
| III. | P, C1 AND M4 DISTRICTS ----- | 14 |
| IV. | C2, C5, C6, M1, M2, M3, M5 and M6 DISTRICTS | 14 |
| V. | C3, C4 AND C7 DISTRICTS----- | 15 |
| VI. | SPECIAL AREAS----- | 15 |

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 6163

The Council of the Corporation of the District of Burnaby enacts as follows:

SECTION 1 SHORT TITLE

This By-law may be cited for all purposes as the "Burnaby Sign By-law, 1972".

SECTION 2 DEFINITIONS

In this By-law, unless the context otherwise requires:

"AWNING" means a temporary hood or cover which projects from the wall of a building.

"BUILDING INSPECTOR" means the Chief Building Inspector of The Corporation of the District of Burnaby or such other person as may be duly authorized from time to time by the Chief Building Inspector.

"CANOPY OR MARQUEE" means a permanent hood or cover which projects from the wall of a building, but does not include a projecting roof.

"CORPORATION" means The Corporation of the District of Burnaby.

"COUNCIL" means the Municipal Council of The Corporation of the District of Burnaby.

"DIRECTOR OF PLANNING" means the Director of Planning of The Corporation of the District of Burnaby.

"DISTRICT" means Zoning District, as designated on the Official Zoning Map of the Corporation, and described in By-law No. 4742 being the "Burnaby Zoning By-law, 1965."

"LANE" means a public thoroughfare or way which affords only a secondary means of access to a lot, at the side or rear.

"MUNICIPALITY" means the Municipality of Burnaby.

"PERSON" includes an association, corporation, firm, individual, organization, partnership, party, society or trust company.

"PRINCIPLE USE" means the main purpose for which land, buildings or structures are ordinarily used.

"RESIDENTIAL USE BUILDING" means a dwelling; boarding, lodging or rooming house; dormitory unit; fraternity or sorority house.

"ROOF LINE" means the horizontal line made by the intersection of the wall of the building with the roof of the building. In the case of a building with a pitched roof, the roof line shall be at the eaves level.

"SIGN" means any structure, device, advertisement, advertising device or visual representation intended to advertise, identify, or communicate information or attract the attention of the public for any purpose and without limiting the generality of the foregoing includes any symbols, letters, figures, illustrations or painted forms.

"SIGN, ANIMATED" means and includes:

- a) An illuminated sign which exhibits changing or moving colour effects maintained at a constant intensity of illumination.
- b) A sign, illuminated or non-illuminated, which includes moving letters, symbols, changing messages or multi-panel copy changers but does not include time clocks or revolving signs.

"SIGN, AREA OF" means and includes, for the purposes of this By-law, the total area within the outer edge of the frame or border of a sign. Where a sign has no frame, border or background, the area of the sign shall be deemed to be the area contained within the shortest line surrounding the whole group of letters, figures or symbols. Each side of a multi-face sign shall be counted in computing the sign area thereof.

"SIGN, AWNING" means a non-illuminated identification sign affixed flat to the surface of an awning and which does not extend vertically or horizontally beyond the limits of such awning.

"SIGN, BILLBOARD" means an exterior structure displaying advertising material of a non-accessory nature, pasted or otherwise affixed flat to the face of such structure and which exceeds an area of 200 square feet.

"SIGN, BUSINESS" means a sign used for identification purposes, which directs attention to a business or profession conducted upon the premises at which the sign is located, and which may also refer to goods or services produced, offered for sale or obtainable at such premises.

"SIGN, CANOPY" means a sign suspended from or forming part of a canopy or marquee and which does not extend horizontally beyond the limits of such canopy or marquee.

"SIGN, FACIA" means a flat sign which does not project more than one foot from the face or wall of the building upon which it is affixed, painted or attached, running parallel for its whole length to the face or wall of the building, and which does not extend beyond the horizontal width of such building.

"SIGN, FLASHING" means an illuminated sign which contains flashing lights or exhibits noticeable changes in light intensity but does not include alternating digital time and temperature signs.

"SIGN, FREESTANDING" means a sign not attached to or forming part of a building, but does not include a billboard sign.

"SIGN, IDENTIFICATION" means a sign which contains no advertising but is limited to the name, address and number of a building, institution or person and to the activity carried on in the building or institution or the occupation of the person.

"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 sign and in the immediate proximity thereof.

"SIGN, MAXIMUM HEIGHT OF" means the vertical distance measured from the nearest finished grade to the top of such sign. In the case of a roof sign, the maximum height shall be measured from the roof or parapet level at the location of such sign.

"SIGN, MINIMUM HEIGHT OF" means the vertical distance measured from the nearest finished grade to the lower limit of such sign.

"SIGN, NON-ACCESSORY" means a sign which directs attention to a business, commodity, service or entertainment, not exclusively related to the premises at which the sign is located, or to a business, commodity, service or entertainment which is conducted, sold or offered elsewhere than on the premises at which the sign is located.

"SIGN, PROJECTING" means a sign which projects from the face or wall of a building, but does not include an awning sign, canopy sign or fascia sign.

"SIGN, REVOLVING" means any sign, all or a part of which revolves or rotates, or partly revolves or rotates, but does not include animated signs.

"SIGN, ROOF" means a sign erected upon the roof or parapet of a building, the entire face of which is situated above the roof level of the building to which it is attached.

"SIGN, SPECIAL PURPOSE" means any sign other than a business, non-accessory or identification sign.

"SIGN, WINDOW" means a sign affixed to the inside of a window in view of the general public.

"STREET" means a public highway, road or thoroughfare which affords the principal means of access to abutting lots.

"STREET LINE" means the boundary between a street and a lot.

"WALL SURFACE OF BUILDING", with reference to sign area, means the total horizontal surface area of the building face to which the sign is attached, including window and door areas, measured to the extreme outer limits of such wall surface.

SECTION 3 APPLICATION

- (1) No sign shall be erected, placed, altered or moved within the Municipality unless in conformity with this By-law, and the contrary shall be unlawful.

- (2) Any sign lawfully in existence at the time of the adoption of this By-law, although such sign does not conform with the provisions of this By-law, may, provided it is maintained in a safe condition, continue to be used.
- (3) Any sign lawfully in existence at the time of the adoption of this By-law shall not be rebuilt, reconstructed, altered or moved unless in conformity with the provisions of this By-law, and the contrary shall be unlawful.
- (4) Nothing in this By-law shall be taken to relieve any person from complying with the provisions of any other By-law of the Corporation.

SECTION 4 ESTABLISHMENT OF SCHEDULES

Signs shall be permitted as set forth in Sign Schedules I to VI inclusive, which are hereby made and declared to be an integral part of this By-law.

SECTION 5 SUPPLEMENTARY REGULATIONS

5.1 General Requirements:

- (1) Every sign shall be maintained at all times in a safe condition.
- (2) No sign permitted by this By-law shall, by reason of its location, colour or intensity, create a hazard to the safe, efficient movement of vehicular or pedestrian traffic.
- (3) Every sign shall have its weight and the maker's name permanently attached to or painted on the exterior of the sign.
- (4) No sign shall be attached to or hung from any building until all necessary wall and roof attachments have been approved by the Building Inspector.

- (5) Every sign shall be of such a design that all framework and other rigid devices required for the lateral support of the sign shall be contained within the sign's body or within the structure or building to which it is attached, in such a manner as not to be visible to any person.
- (6) Where necessary, the projecting cantilever system shall be used to support signs, and in no case shall the "A" frame system be used.
- (7) No sign, nor any guy, stay, or attachment thereto shall be erected, placed or maintained by any person on rocks, fences or trees, nor in such a manner as to interfere with any electric light, power, telephone or telegraph wires, or the supports thereof.
- (8) Signs that are not specifically permitted in this By-law are hereby prohibited, and, without restricting or limiting the generality of the foregoing, the following signs are prohibited:
 - (a) Balcony signs and signs mounted or supported on a balcony.
 - (b) Billboard signs.
 - (c) Any sign that obstructs any part of a doorway or fire escape.
 - (d) Flashing signs.
 - (e) Revolving signs.
- (9) No temporary sign shall be illuminated nor animated.

5.2 Site Maintenance Standards:

Every sign and the immediate surrounding premises shall be maintained by the owner or person in charge thereof in a clean, sanitary and inoffensive condition and free and clear of all obnoxious substances, rubbish and weeds.

5.3 General Siting and Locational Standards:

- (1) No business sign, non-accessory sign or identification sign shall be placed on, within or above public property, except as otherwise provided for in this By-law.

- (2) No business sign, non-accessory sign or identification sign shall be placed on, within or above a required yard, except as otherwise provided for in this By-law.
- (3) No sign, other than a roof sign, shall extend or project above the parapet of a building or, where there is no parapet, above the roof line of the building to which it is attached.

5.4 Sign Specifications:

- (1) Canopy Signs:
 - (a) The minimum height of a canopy sign shall be 9 feet.
 - (b) No canopy sign shall extend or project above the upper edge of a canopy or marquee by more than 2 feet.
- (2) Freestanding Signs:
 - (a) The minimum height of a freestanding sign shall be 9 feet, except where such sign does not interfere with pedestrian or vehicular traffic.
 - (b) A freestanding sign may be located in a required yard, provided that such sign is not closer than 5 feet:
 - (i) to the point of intersection of the intersecting street lines on a corner lot;
 - (ii) to any adjoining lot.
- (3) Projecting Signs:
 - (a) The minimum height of a projecting sign shall be 9 feet.
 - (b) The maximum area of a projecting sign shall be 70 square feet.
- (4) Roof Signs:
 - (a) Roof Signs shall be used as business signs only.
 - (b) The length of a roof sign shall not exceed 50 percent of the dimension of the roof parallel to the face of the sign.
 - (c) No roof sign shall project beyond any face of the building upon which it is located.
 - (d) The maximum height of a roof sign shall be 4 feet.

SECTION 6 ADMINISTRATION AND ENFORCEMENT

6.1 Administration:

This By-law shall be administered by the Chief Building Inspector or any other official of the Corporation who may be appointed by the Council.

6.2 Permits and Approvals:

- (1) Every person shall, before erecting, placing, rebuilding, reconstructing, altering or moving any sign, obtain all necessary permits and approvals as required by the Burnaby Building By-law and Burnaby Zoning By-law.
- (2) Every application shall be accompanied by:
 - (a) Plan or plans drawn to scale.
 - (b) The dimensions, maker's name and weight of the sign and, where applicable, the dimensions of the wall surface of the building to which it is to be attached.
 - (c) The dimensions and weight of the sign's supporting members.
 - (d) The maximum and minimum height of the sign.
 - (e) The proposed location of the sign in relation to the face of the building, in front of which or above which it is to be erected.
 - (f) The proposed location of the sign in relation to the boundaries of the lot upon which it is to be situated.
 - (g) If the sign is to be illuminated or animated, the colours to be used and the technical means by which this is to be accomplished.
 - (h) Where the sign is to be attached to an existing building, a current photograph of the face of the building to which the sign is to be attached.

6.3 Comprehensive Sign Plan:

A comprehensive sign plan may be provided for the business premises which occupy the entire frontage in one or more block fronts or for the whole

of a shopping centre development. Such a plan, which shall include the location, size, height, colour, lighting and orientation of all signs, shall be submitted for preliminary plan approval to the Director of Planning. Such a comprehensive plan shall comply with the sign area and density regulations of this By-law and shall result in an improved relationship between the various parts of the plan.

6.4 Inspection:

The Building Inspector, or any other official of the Corporation who may be appointed by the Council, is hereby authorized to enter at all reasonable times, upon any property or premises to ascertain whether the provisions of this By-law are being complied with.

6.5 Enforcement:

- (1) It shall be unlawful for any person to erect, place, rebuild, reconstruct, alter or move any sign or to do any act contrary to or in a manner contrary to any direction, instruction, specification or provision contained in or adopted by this By-law or any notice lawfully given or posted pursuant to the provisions of this By-law or without any permit hereby required or contrary to the conditions upon which any permit has been issued pursuant to this By-law; or to refrain from doing or taking or to fail to do or take any act or precaution required to be done or taken prior to or in doing anything permitted, as in this By-law or in any regulation or specification adopted by this By-law provided or by any notice lawfully given or posted pursuant to the provisions of this By-law; and whether or not in any such case it is expressly stated that the doing of or failure to do the thing mentioned, shall be unlawful.
- (2) Every person who violates any of the provisions of this By-law, or who causes, suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this By-law, or who neglects or refrains from doing anything required to be done by any of the provisions of this By-law, or who carries out or who

suffers, causes or permits to be carried out any development in a manner prohibited by or contrary to any of the provisions of this By-law or who fails to comply with any order, direction or notice given under this By-law shall be deemed to be guilty of an infraction of this By-law and shall be liable to the penalties hereby imposed.

For each day that a violation is permitted to exist, it shall constitute a separate offence;

- (3) Where any sign or part thereof contravenes this By-law or where any sign is in such a condition as to be in danger of falling or is a menace to the safety of persons or property, the Building Inspector shall give to the owner or person in charge of the sign written notice specifying the danger or the violation, ordering the cessation thereof and requiring either the removal of the sign or the carrying out of remedial work in the time and in the manner that the notice shall specify. In the event of failure to comply, the Building Inspector may remove the sign or cause such remedial work to be done and the cost thereof shall be recoverable by the Corporation by summary process at law in any court of competent jurisdiction. In the event of default of payment of such assessed costs, then a charge shall be placed upon the property and the said costs, when certified by the Treasurer, shall be entered in the Collector's Roll and collected in the same manner as the taxes shown thereon.

6.6 Penalties:

- (1) Every person who commits an offence against this By-law is liable to a fine and penalty not exceeding Five Hundred (\$500.00) Dollars and costs, or in default of payment thereof, or in the alternative, to imprisonment for any period not exceeding two months.
- (2) Where an offence against this By-law is of a continuing nature, it shall be lawful for the convicting magistrate, in his discretion, to impose a fine against the offender, not exceeding Fifty (\$50.00) Dollars for each day such offence is continued by him.

SECTION 7 EFFECTIVE DATE OF BY-LAW

This By-law shall come into force and take effect upon the adoption thereof.

Read a First Time this Tenth day of October, 1972.

Read a Second Time this Tenth day of October, 1972.

Read a Third Time this Tenth day of October, 1972.

Reconsidered and adopted this sixteenth day of October, 1972.

ACTING
Mayor *J. W. Drummond*

Clerk *J. Shaw*



SCHEDULE NO. I ALL DISTRICTS

The following special purpose and temporary signs shall be permitted in all districts, subject to the limitations set forth below:

- (1) Traffic control signs as defined in the "Motor Vehicle Act", subject to the provisions of the said act.
- (2) Signs required to be maintained or posted by law or governmental order, rule or regulation.
- (3) Memorial plaques, cornerstones, historical tablets and the like.
- (4) On-site directional signs, not exceeding 2 square feet in area, intended to facilitate the movement of pedestrians and vehicles within the site upon which such signs are located.
- (5) Directional signs not more than two in number identifying the location and nature of a building, structure or use which is not readily visible from the street, serving such building, structure or use, on lands forming part of the site of such building, structure or uses, provided that each such sign is not more than 10 square feet in area.
- (6) Signs not exceeding 2 square feet in area located upon private property and directed toward the prevention of trespassing.
- (7) Window signs which do not exceed 20 percent of the window area.
- (8) Awning signs.
- (9) Temporary signs pertaining to campaigns, drives or events of political, civic, philanthropic, educational or religious organizations, provided that the permission of the Council must be obtained to erect such signs upon or over public property and provided further that such signs shall be removed within 3 days after the event.
- (10) Flags or emblems of political, civic, philanthropic, educational or religious organizations.
- (11) Temporary on-site signs advertising the sale, lease or rental of the lot or premises upon which such signs are situated, provided that the combined area of such signs fronting upon each street which bounds such lot or premises shall not exceed a ratio of one square foot of sign area for each 1,000 square feet of lot area, but need not be less than 6 square feet. In no case shall the combined area of such signs fronting upon each street exceed 35 square feet.

- (12) One on-site temporary sign advertising a group of lots for sale within a subdivision or a group of houses for sale within a housing project along each street frontage which bounds such subdivision or project, provided that the total area of such sign shall not exceed 60 square feet with no single dimension in excess of 12 feet. The display of such sign shall be limited to a 6 month period. At the expiration of such period, the applicant may request a further extension of time, otherwise the sign shall be removed.
- (13) Temporary on-site signs indicating the name and nature of a construction or demolition project, plus the names of the contractors, sub-contractors and professional advisors, provided that the combined area of such signs fronting upon each street which bounds such project shall not exceed a ratio of 2 square feet of sign area for each 1,000 square feet of lot area. In no case shall the combined area of such signs fronting upon each street exceed 60 square feet with no single dimension in excess of 12 feet. The display of such signs shall be limited to a period not to exceed the duration of the said construction or demolition project, at which time such signs shall be removed.
- (14) One temporary on-site freestanding non-illuminated changeable copy panel sign on a property located in a C, M or P District, provided that no such sign shall exceed an area of 40 square feet.

SCHEDULE NO. II A, R, AND RM DISTRICTS

1. Permitted Signs:

- (1) Signs permitted in clauses (1) to (13) inclusive of Schedule I of this By-law, as regulated therein.
- (2) One facia sign of not more than 2 square feet in area giving the name and occupation of the occupant of a building carrying on a home occupation as defined in the Burnaby Zoning By-law.
- (3) One business or identification facia or freestanding sign of not more than 8 square feet in area, fronting on each street which bounds a lot in an A District.
- (4) One facia or freestanding identification sign of not more than 8 square feet in area for an apartment building, dormitory unit, fraternity or sorority house in an RM District.

2. Requirements:

- (1) The maximum height of a freestanding sign shall be 8 feet.
- (2) No illuminated signs shall be permitted.
- (3) No animated signs shall be permitted.

SCHEDULE NO. III P, C1, AND M4 DISTRICTS

1. Permitted Signs:

- (1) Signs permitted in Schedule I of this By-law, as regulated therein.
- (2) One business or identification canopy or fascia or freestanding sign fronting each street bounding the property on which the sign is located.

2. Requirements:

- (1) The total area of a canopy sign or a fascia sign shall not exceed a ratio of one square foot of sign area for each lineal foot of street frontage of the building to which the sign is attached.
- (2) The total area of a freestanding sign shall not exceed 40 square feet.
- (3) The maximum height of a freestanding sign shall be 20 feet.
- (4) No animated signs shall be permitted.

SCHEDULE NO. IV C2, C5, C6, M1, M2, M3, M5 and M6 DISTRICTS

1. Permitted Signs:

- (1) Signs permitted in Schedule I of this By-law, as regulated therein.
- (2) Two business or one business and one non-accessory canopy or fascia or freestanding sign fronting each street bounding the property on which the sign is located, provided, however, that non-accessory signs shall not be permitted within 50 feet of any property in an A, R, RM or P3 District.

2. Requirements:

- (1) The total area of canopy signs or fascia signs shall not exceed a ratio of two square feet of sign area for each lineal foot of street frontage of the building to which the signs are attached.
- (2) The total area of a freestanding sign shall not exceed 60 square feet.
- (3) The maximum height of a freestanding sign shall be 20 feet.

SCHEDULE NO. V C3, C4 AND C7 DISTRICTS

1. Permitted Signs:

- (1) Signs permitted in Schedule I of this By-law, as regulated therein.
- (2) Two business or one business and one non-accessory canopy or facia or freestanding or projecting or roof sign fronting each street bounding the property on which the sign is located, provided, however, that non-accessory signs shall not be permitted within 50 feet of any property in an A, R, RM or P3 District.

2. Requirements:

- (1) The total area of canopy signs shall not exceed a ratio of two square feet of sign area for each lineal foot of street frontage of the building to which the signs are attached.
- (2) The total area of facia signs shall not exceed 20 percent of the wall surface to which the signs are attached.
- (3) The maximum area and height of a freestanding sign shall be as follows:

| <u>Lot Area</u> | <u>Sign Area</u> | <u>Maximum Height</u> |
|-------------------------|------------------|-----------------------|
| 6,000 sq. ft. or less | 100 sq. ft. | 20 ft. |
| 6,000 sq. ft. to 1 acre | 150 sq. ft. | 25 ft. |
| More than 1 acre | 200 sq. ft. | 30 ft. |

- (4) The requirements for projecting signs and roof signs shall be as set forth in Section 5.4 of this By-law.

SCHEDULE NO. VI SPECIAL AREAS

- 1. Shopping centres, as defined in the Burnaby Zoning By-law, shall be subject to the submittal of a Comprehensive Sign Plan as regulated by Section 6.3 of this By-law.
- 2. Comprehensive Development Districts as provided for in Section 700 of the Burnaby Zoning By-law, shall be subject to the submittal of a Comprehensive Sign Plan as regulated by Section 6.3 of this By-law.
- 3. No non-accessory signs shall be permitted within 500 feet of the right-of-way of the following streets:

- (1) Gaglardi Way
- (2) Marine Drive
- (3) Canada Way, east of the Gilmore Avenue-Canada Way intersection
- (4) Barnet Highway, east of the Cliff Avenue-Hastings Street intersection.

THE CORPORATION OF THE DISTRICT
OF BURNABY

BY-LAW NO. 6163

BURNABY SIGN BY-LAW 1972

DATED: