

THE CORPORATION OF THE CITY OF PETERBOROUGH

BY-LAW NUMBER 09-050

BEING A BY-LAW RESPECTING MUNICIPAL ADDRESSING IN THE CITY OF PETERBOROUGH

**WHEREAS** Section 10(2) of the *Municipal Act, 2001*, as amended, permits councils of local municipalities to pass by-laws and make regulations for the health, safety, and well-being of persons within the municipality;

**AND WHEREAS** Section 10(2) of the *Municipal Act, 2001*, as amended, permits councils of local municipalities to pass by by-laws and make regulations for the protection of persons and property within the municipality;

**AND WHEREAS** this by-law provides the orderly assignment of municipal address numbers within the City of Peterborough;

**AND WHEREAS** this by-law provides for the proper maintenance of municipal address numbers by owners of properties within the City of Peterborough;

**AND WHEREAS** the orderly assignment and the proper maintenance of municipal address numbers is required for the effective and efficient delivery of municipal services, including emergency services, required to protect the health, safety and well being of persons and for the protection of property and persons;

THE CORPORATION OF THE CITY OF PETERBOROUGH BY THE COUNCIL THEREOF HEREBY ENACTS AS FOLLOWS:

**1. DEFINITIONS**

In this by-law:

**Building** – means a structure occupying an area greater than ten (10) square metres, consisting of a wall, roof and floor or any of them, or a structural system serving the function thereof, including all the works, fixtures and service systems appurtenant thereto.

**Manager** – means the Land Information Services Manager for the City, or designate.

**City** – means the Corporation of the City of Peterborough.

**Chief Building Official**– means the Chief Building Official for the City, or designate.

**Frontage** or **Front lot line** – means the portion of the property abutting the roadway.

**Lot** – means a parcel of land which is capable of being legally conveyed in accordance with the provisions of the **Planning Act**, RSO 1990, c.P.13

**Municipal Number** – means the number assigned by the Manager to a Building or Lot located on a Roadway, either before or after the coming into effect of this by-law, which is primarily used to designate and locate such Building or Lot along such Roadway.

**Municipal Number Sign** – means a sign bearing the Municipal Number.

**Owner** – means, as the context requires, the registered owner, condominium corporation, assessed owner, occupant, tenant, person who for the time being manages or receives the rent for the property whether on his/her own account or as an agent or trustee or on account of any other person.

**Roadway** – means the private or public thoroughfare for the passage of vehicles with reference to which the Building is assigned a Municipal Number.

**Unit** – means a separately rentable area within a Building.

## **2. ASSIGNMENT OF MUNICIPAL NUMBERS**

The Manager shall assign and thereafter maintain a system for assigning sequential Municipal Numbers to Buildings or Lots within the City in reference to Roadways.

## **3. POSTING OF MUNICIPAL NUMBERS**

Every Owner shall ensure that a Municipal Number is posted on a Building, signpost or fixed object in accordance with the applicable standards prescribed in this by-law.

## **4. STANDARDS FOR MUNICIPAL NUMBER SIGNS**

- a) Every Municipal Number Sign shall be made from durable waterproof material, and bear numbers or characters not less than 76 mm (3 inches) in height in a contrasting colour to the background and be located facing the Roadway in a manner that the Municipal Number is clearly visible from the Roadway.
- b) Where the Building to be numbered is 15.2 m (50 feet) or more from the Front lot line, a Municipal Number Sign shall be posted on a signpost or other fixed object near the driveway and within 1.0 m (3 feet) of the property line at a height between 1.2 m and 1.8 m (4-6 feet) above grade level, or in such other location as is approved by the Chief Building Official.
- c) Where the Building to be numbered is less than 15.2 m (50 feet) from the Front lot line, the Municipal Number Sign shall be affixed to the portion of the Building or displayed over the garage fronting on the Roadway or on a signpost or other fixed object located between the Building and the front lot line, and not placed or displayed higher than the first storey of the Building or garage or in such other location as is approved by the Chief Building Official.
- d) Where, in the opinion of the Chief Building Official, additional signage is required to identify a Building or property abutting more than one street, the Chief Building Official shall provide thirty (30) days written notice to the Owner that additional signage is required, and in default of the Owner erecting such signage, the City may erect a Municipal Sign in accordance with the provisions of Section 5 of this by-law.
- e) The Municipal Number shall be displayed in numeral form (e.g. 116) and not written form (e.g. One Hundred and Sixteen).

## **5. WORK PERFORMED BY THE CITY**

Where an Owner has failed to install a Municipal Number Sign in compliance with the standards set out in this by-law, or to repair or replace a Municipal Number Sign that has been damaged, removed, stolen, or is missing or incorrectly placed, the City may erect, repair or replace the Municipal Number Sign and the associated expense may be recovered from either the Owner of the Lot or Building or any person responsible for the cause of damage, obstruction of visibility or loss of legibility, and said expense may be collected from the Owner in the same manner as taxes.

## **6. PROHIBITIONS**

No Person shall:

- a) Fail to post or erect a Municipal Number Sign at each primary entrance to a building, and, if applicable, at each entrance to each Unit;
- b) Post a number, other than the Municipal Number, on a Building or on a Municipal Number Sign;
- c) Post or erect a Municipal Number Sign other than in accordance with the provisions of this by-law;
- d) Cause or permit the construction of a Building until a Municipal Number has been assigned to the Building and a Municipal Number Sign has been posted on the Lot;
- e) Cause or permit a Municipal Number Sign to be obstructed or defaced;
- f) Fail to maintain a Municipal Number Sign in a legible condition; or
- g) Remove a Municipal Number Sign, other than as may be strictly necessary for the immediate repair or replacement of the Municipal Number Sign.

## **7. SEVERABILITY**

Should any section, subsection, clause or provision of this by-law be declared by a Court of competent jurisdiction to be invalid, the remainder of the by-law shall remain effect, save and except for the part declared to be invalid.

## **8. OFFENCE**

Any person who contravenes this by-law is guilty of an offence and, upon conviction, is liable to a fine or penalty as provided for in the *Provincial Offences Act*, as amended.

## **9. SHORT TITLE**

This By-law may be cited as the "Municipal Addressing By-law".

**10. EFFECTIVE DATE AND REPEAL**

- a) This by-law comes into effect on the day it receives third reading.
- b) By-law 4494 is hereby repealed on the date this by-law comes into effect.

By-law read a first, second and third time this 4th day of May, 2009.

(Sgd.) D. Paul Ayotte, Mayor

(Sgd.) John Kennedy, Deputy Clerk