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PART 9 - PLANNING  
Division 3 - Signs

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Subdivision 1 - Applications and Compliance

- 9.3.1.
1. No sign shall be erected, placed, altered, maintained, demolished, or removed unless in conformity with this bylaw or any other relevant city bylaw.
  2. Where referenced, zones are described by Part 9, Division 2 of the Kitimat Municipal Code.
  3. This bylaw shall not apply to signs erected by the District of Kitimat, including:
    - a. signs on or over city streets installed or authorized by the city engineer for the control of traffic and parking;
    - b. signs indicating street names and direction;
    - c. signs indicating hazards, prohibitions and penalties;
    - d. public notice signs.

Subdivision 2 - Non-Conforming Signs

- 9.3.2.
1. Any sign lawfully in existence at the time of the adoption of this bylaw, although such sign does not conform with the provisions of this bylaw, may continue to be used, provided it is maintained in a safe condition.
  2. Any sign lawfully in existence at the time of the adoption of this bylaw, shall not be rebuilt, reconstructed, altered or moved unless in conformity with the provisions of this bylaw.

Subdivision 3 - Prohibitions

- 9.3.3.
1. The following signs shall not be permitted within the District of Kitimat:
    - a. billboard signs;
    - b. roof signs;
    - c. signs not specifically permitted by this bylaw;

Subdivision 3 - Prohibitions (Continued)

- 9.3.3. 1. d. signs on vacant lots, except:
- (1) contractor signs naming project, architect, engineer or contractor;
  - (2) sign for community cause or festivities, charitable fund raising or electioneering;
  - (3) real estate or subdivision sign.

Subdivision 4 - General Regulations

- 9.3.4. 1. Every sign shall be maintained in a clean, neat and safe condition.
2. No sign shall be flashing unless specifically permitted herein.
3. No sign shall obstruct any part of a doorway, exit or fire escape or be placed in such a manner as to interfere with any electric light, power, telephone or telegraph wires, or the support thereof.

Siting and Location Standards

4. Except as otherwise provided in this bylaw:
- a. no sign shall project or extend above any eaves line, parapet wall or roof line of a building;
  - b. (1) no person shall place, erect, or suspend or cause to be placed, erected or suspended any structure or sign over any sidewalk, street or other public place, except for a canopy, without first entering into an encroachment agreement with the District of Kitimat;
  - (2) no part of any canopy or sign shall be less than 2.5 metres above any municipal sidewalk, or other public place, and no part of any canopy or sign shall extend closer than one metre to the travelled portion of any street or lane;

Subdivision 4 - General Regulations (Continued)

- 9.3.4. 4. c. (1) no sign shall, by reason of its location, colour, action or intensity, create a hazard to the movement of vehicular or pedestrian traffic;
- (2) at intersections, there shall be no obstruction to the line of vision from the ground to 3 metres above the established grade of streets within an area bounded by the centre lines of intersecting or intercepting streets and a line joining a point on each of the centre lines TWENTY-FIVE (25) metres from their intersection, provided that signs erected by the District of Kitimat and utility poles shall not be considered obstructions for this purpose;
- d. (1) no signs for community causes and festivities, charitable fund raising campaigns and for electioneering purposes shall be erected on public space without obtaining a temporary permit subject to the following conditions:
- (a) a written request to erect or display any such signs together with a total deposit of \$50.00 shall be submitted to the Municipal Manager before any sign is proposed to be erected, giving the dates for which such sign or signs are required, and the type, size and proposed location of each sign;
- (b) no such temporary sign shall be erected or displayed until a permit has been issued by the Municipal Manager. Such a permit shall not be for a period exceeding the length of writ governing an election or THIRTY (30) days;
- (c) the deposit shall automatically be forfeited if each and every sign covered thereby is not removed by the end of the permitted period.

Subdivision 5 - Temporary Signs

- 9.3.5.
1. Unless otherwise specified, a temporary sign where permitted may be either a fascia sign or a free standing sign.
  2. Unless otherwise stated, temporary signs may be displayed in any land use zone.
  3. The following temporary signs shall be permitted subject to provisions contained in this Division:
    - a. Community Activity Signs:
      - (1) shall not exceed 3 m<sup>2</sup> in area;
      - (2) shall not exceed 2.5 metres in height;
      - (3) shall not be erected for a period exceeding THIRTY (30) days;
      - (4) may be erected on public property subject to provisions of 9.3.4.4.d.;
    - b. Contractor signs are permitted as follows:
      - (1) in the (Residential) R1-A, R1-B, R1-C, R2-A, R2-B and R6-A zones, the sign area shall not exceed 1.5 m<sup>2</sup> and height of 2.5 metres;
      - (2) in all multi-family residential zones, all commercial zones, all industrial zones, and all greenbelt zones except G2 Local park, sign shall not exceed 3 m<sup>2</sup> and height of 2.5 metres;
      - (3) only one such sign shall be permitted per lot;
      - (4) contractor signs may be displayed only for the duration of construction;
    - c. Election Signs:
      - (1) shall not exceed 3 m<sup>2</sup> in area;
      - (2) shall not exceed 2.5 metres in height;

Subdivision 5 - Temporary Signs (Continued)

- 9.3.5. 3. c. (3) shall not be erected for a period exceeding the length of writ governing an election or THIRTY (30) days;
- (4) may be erected on public property subject to the provisions of 9.3.4.4.d.;
- d. Real Estate signs are permitted as follows:
- (1) in the (Residential) R1-A, R1-B, R1-C, R2-A, R2-B, R6-A and R6-B zones, one single or double-faced sign per street frontage (maximum two signs) not exceeding 0.6 m<sup>2</sup> per sign face and 2.5 metre height;
- (2) in all multi-family residential zones, excluding sale of individual manufactured homes, all commercial zones, all industrial zones, and all greenbelt zones except G2 Local Park, one single or double-faced sign per street frontage not exceeding 3 m<sup>2</sup> per sign face and 2.5 metre height if free standing;
- (3) a real estate sign may have placed upon it or be replaced by a sold sign which shall be removed at or before the date the new owner's purchase is registered in the Land Titles Office;
- e. Subdivision Signs:
- (1) shall not exceed 3 m<sup>2</sup> per sign face;
- (2) only one sign shall be permitted per street access to the approved subdivision;
- (3) subdivision signs may be single or double-faced;
- (4) subdivision signs shall be removed within THIRTY (30) days of the completion of a binding contract for the sale of the last lot within the approved subdivision.

Subdivision 5 - Temporary Signs (Continued)

- 9.3.5. 3. f. Shipping Container Signs:
- (1) shall be affixed to side of shipping container;
  - (2) shall be for sole purpose of promoting the business, company using the shipping container, or source/supplier;
  - (3) shall comply with regulations on sign dimensions.

Subdivision 6 - Permanent Signs

- 9.3.6. 1. The following Permanent Signs shall be permitted subject to the provisions contained in this subdivision:
- a. Canopy Signs:
- (1) canopy signs are permitted in Greenbelt zones G1, G4, G5, G5-A, G6-A; all commercial and all industrial zones.
  - (2) canopy signs may be attached to or placed above a canopy provided that:
    - (a) signs shall not exceed 1 m<sup>2</sup> of sign area for each 3 metres of canopy length;
    - (b) signs do not project more than 0.3 metres from the canopy face to which it is affixed;
    - (c) signs do not extend beyond the horizontal limits of the canopy;
  - (3) in addition to the above, a sign may be suspended from a canopy provided that:
    - (a) the sign has a minimum clearance of 2.5 metres from the finished grade;
    - (b) the sign does not project beyond the horizontal limits of the canopy;
    - (c) signs may be fixed parallel to or in a direction perpendicular to the building face;

Subdivision 6 - Permanent Signs (Continued)

- 9.3.6. 1. b. Directional Signs:
- (1) directional signs are permitted in multi-family residential R3-A, R3-B, R4-A, R5-A, R6-B; greenbelt G1, G2, G4, G5, G5-A, G6-A; and all commercial and industrial zones;
  - (2) directional signs may be fascia or freestanding and may be in addition to any other signs permitted;
  - (3) directional signs shall not exceed 1.5 m<sup>2</sup> per sign face;
  - (4) freestanding directional signs shall not exceed 2.5 metres in height;
- c. Fascia Signs:
- (1) fascia signs may be used for a variety of purposes and may include advertising, directional and identification signs;
  - (2) fascia signs are permitted in greenbelt (G1, G2, G4, G5, G5-A, G6-A, and all commercial) and industrial zones;
  - (3) total sign area shall not exceed 20% of the building face to which sign is attached;
  - (4) a fascia sign may not extend above or beyond the limits of the building face to which it is attached;

Subdivision 6 - Permanent Signs (Continued)

- 9.3.6. 1. d. Freestanding Signs:
- (1) freestanding signs may be used for a variety of purposes and may include advertising, directional and identification signs;
  - (2) freestanding signs may have one or two faces, and each face may equal maximum area specified;
  - (3) a freestanding sign exceeding 3 m<sup>2</sup> shall have a minimum separation of 18 metres from the nearest residential property line;
  - (4) a freestanding sign may be located within a required yard;
  - (5) freestanding signs located in the commercial C1 and all industrial zones may be flashing;
  - (6) freestanding signs are permitted as follows:
    - (a) in the greenbelt G1, G2 zones:
      - (i) one single or double-faced free standing sign not exceeding 3 m<sup>2</sup> per sign face;
      - (ii) a freestanding sign may not exceed 2.5 metres in height;
    - (b) in the commercial C4, C5 zones:
      - (i) one freestanding sign not exceeding 3 m<sup>2</sup> per sign face;
      - (ii) a freestanding sign may not exceed 9 metres in height;
    - (c) in the greenbelt G4, G5, G5-A, G6-A; commercial C1, C2, C6, C7, C8, C10, and all industrial zones:
      - (i) one freestanding sign not exceeding 6 m<sup>2</sup> per sign face;

Subdivision 6 - Permanent Signs (Continued)

- 9.3.6. 1. d. (6) (c) (ii) a freestanding sign may not exceed 9 metres in height;
- (iii) in a C9 zone, a second freestanding sign exceeding 2.8m<sup>2</sup> per sign face and 2m high is permitted.
- (d) in a C1 or C5 Commercial zone; one freestanding sign for a hotel or motel not exceeding 12 m<sup>2</sup> per sign face and 9 m in height;
- (e) in the commercial C3 zone, one freestanding sign not exceeding 4.5 m<sup>2</sup> per sign face and 9 m in height;
- e. Projecting Signs:
- (1) projecting signs are permitted in the greenbelt G4, G5, G5-A, G6-A; commercial C1, C2, C5, C6, C8, C10; and all industrial zones;
- (2) projecting signs may be single or double-faced providing that the sign area does not exceed 2.5 m<sup>2</sup> per sign face;
- (3) minimum clearance shall not be less than 2.5 metres from the finished grade;
- (4) only one projecting sign shall be permitted per building face. One sign only in the G4, G5, G5-A, G6-A, C8 and C10 zones, maximum two signs in the C1, C2, C5, C6, and all industrial zones;
- f. Identification Signs:
- (1) unless otherwise specified an identification sign where permitted may be either fascia or freestanding and if freestanding, may be single or double faced;

Subdivision 6 - Permanent Signs (Continued)

- 9.3.6. 1. f. (2) identification signs shall be permitted as follows:
- (a) for the purpose of identifying the occupants and/or address of a building in the residential R1-A, R1-B, R1-C, R2-A, R2-B, and R6-A zones, one sign not exceeding 0.3 m<sup>2</sup> in total area, and if freestanding, sign may not exceed 2 metres in height;
  - (b) for the purpose of identifying the occupants and/or address of a building in the greenbelt G3, G3-A, G3-B, G3-C, G4, G5 and G5-A zones, one sign not exceeding 0.6 m<sup>2</sup> total area and if freestanding, may not exceed 2.5 metres in height;
  - (c) for the purpose of identifying a home occupation in the residential R1-B, R1-C, R2-A, R2-B, and R6-A zones, and one sign not exceeding 0.2 m<sup>2</sup> in total area;
  - (d) for the purpose of identifying a home occupation in the greenbelt G3, G3-A, G3-B, G3-C, G4, G5, and G5-A zones, one sign not exceeding 0.4 m<sup>2</sup> in total area;
  - (e) for the purpose of identifying the occupants and/or address of a building in the residential R3-A, R3-B, R4-A, R5-A, and R6-B zones:
    - (i) for sites of less than 1,860 m<sup>2</sup> in area, one sign not exceeding 0.6 m<sup>2</sup> in total area and if freestanding, a maximum of 2.0 metres in height;
    - (ii) for sites in excess of 1,860 m<sup>2</sup>, one sign not exceeding 3 m<sup>2</sup> in total area and if freestanding, 2.5 metres in height;

Subdivision 6 - Permanent Signs (Continued)

- 9.3.6. 1. f. (2) (e) (iii) where permitted, a freestanding sign of larger than 0.6 m<sup>2</sup> in total area, may not be located within 7.5 metres of a side yard property limit abutting any residential zone;
- (f) for the purpose of identifying a home occupation in the residential R3-A, R3-B, R4-A and R6-B zones, one fascia sign per dwelling unit not exceeding 0.2 m<sup>2</sup> in area.
- g. Shipping Container Signs:
- (1) May be used in any industrial or commercial zone to promote a business which is source of, or company using, the shipping container.

Subdivision 7 - Application and Issuance of Sign Permits

9.3.7.

Permits Required

1. No person shall erect, place, alter or remove any sign, except those exempted in 9.3.8.1. unless an application has been made in writing to the Building Inspector and a Building/Planning Permit for such purposes has been obtained.

Information Required for Permit Application

2. Where applicable, an application for a Building/Planning Permit shall provide the following information:
- a. the applicant's name and address;
  - b. the legal description and street address of the property, building or structure upon which the sign is to be located;
  - c. the sign manufacturer's name and address;
  - d. plans drawn to scale giving the dimensions of the sign and the supporting members;
  - e. the maximum height and clearance of the sign;

Subdivision 7 - Application and Issuance of Sign Permits (Continued)

- 9.3.7. 2. f. the weight of the sign and where applicable, the dimensions of the wall surface of the building to which it is to be attached;
- g. the proposed location of the sign in relation to the boundaries of the lot upon which it is to be situated;
- h. the size and location of all existing signs on the property and/or buildings;
- i. cost of the sign;
- j. description of advertising copy or wording to be displayed;
- k. structural, footing details, and materials specifications for proposed signs;
- l. 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.

Subdivision 8 - Signs Not Requiring a Permit

- 9.3.8. 1. The following signs may be permitted without application for a Building/Planning Permit. However, signs shall conform to all other regulations of the Division where applicable:
- a. community activity signs;
- b. election signs;
- c. identification or directional signs providing that signs do not exceed 0.3 m<sup>2</sup>;
- d. real estate signs;
- e. temporary signs.

Subdivision 9 - Permit Fees

- 9.3.9. 1. Every applicant for a Building/Planning Permit shall pay to the municipality at the time of issuance, fees in accordance to PART 13, Division 3, of the Kitimat Municipal Code, which states as follows:
- |  |         |
|--|---------|
| "Signs" - Home Occupation  | \$ 5.25 |
| "All other signs for which a Building/Planning Permit is required" | \$ 7.90 |

Subdivision 10 - Issuance of Permit

- 9.3.10. 1. Where the Building Inspector is satisfied that the application for a Building/Planning Permit complies with the provisions of the Division and the required fees paid, a permit shall be issued.

Conditions of Permits

2. The Building Inspector may require as a condition of the Building/Planning Permit, that all drawings and specifications, or any part thereof, shall be prepared by and sealed under the supervision of a registered professional engineer in the Province of British Columbia.
3. A permit may be refused until a letter has been provided by a registered professional engineer in the Province of British Columbia, undertaking to supervise the work authorized by the permit or any part thereof which the Building Inspector considers necessary.
4. If the work described in a Building/Planning Permit has not begun within 90 days after the date of issuance of the permit, the permit shall be cancelled and a new permit must be obtained before work is commenced. If the work described in a Building/Planning Permit is not completed within two years of issuance, the permit shall expire and no more work shall take place until a renewal permit has been obtained.
5. A renewal permit shall be valid for a period not exceeding one year but there shall be no restriction on the number of renewal permits which may be issued in respect to any application. No permit renewal other than the first renewal shall be valid unless it is approved by resolution of Council.

Subdivision 11 - Enforcement

- 9.3.11. 1. Every person who violates any provision of this bylaw or who causes or allows any contravention of its regulations, shall be deemed to be guilty of an infraction of this bylaw and shall be liable to the penalties hereby imposed.

Subdivision 11 - Enforcement (Continued)

- 9.3.11. 2. Where a sign contravenes the provisions of this bylaw or is in danger of falling or a menace to the safety of persons or property, the Building Inspector shall give the owner of the property, owner's agent or person responsible for the violation, written notice specifying the violation, ordering that the violation cease and requiring that remedial measures be taken or work be done in the time and manner specified by the notice. In the event of failure to comply, the municipality may take action and remove the sign or cause such remedial works to be done with resulting costs to be borne by the owner.