



CITY OF YELLOWKNIFE

BY-LAW NO. 4968

BG 71

A BY-LAW of the Council of the Municipal Corporation of the City of Yellowknife in the Northwest Territories, to regulate the use of election signs;

PURSUANT TO Section 70 of the *Cities, Towns and Villages Act*, S.N.W.T.2003, c.22;

WHEREAS the Council of the Municipal Corporation of the City of Yellowknife wishes to make rules respecting election signs within municipal boundaries for elections, by-elections, referendums and plebiscites;

NOW, THEREFORE, THE COUNCIL OF THE MUNICIPAL CORPORATION OF THE CITY OF YELLOWKNIFE, in regular sessions duly assembled, enacts as follows:

APPLICATION

1. This By-law may be cited as the Election Sign By-law.

DEFINITIONS

2. In this By-law the following terms, phrases and their derivatives shall have the following meanings:

“Anchoring Device” means any object used to stabilize or keep an Election Sign in place including but not limited to rocks, sandbags and guywires;

“Billboard” means an outdoor sign erected and maintained by a person, firm, corporation, or business engaged in the sale or rental of the space on the sign to a clientele, upon which space is displayed copy that advertises goods, products, or services not necessarily sold or offered on the property where the sign is located, and the sign is either single faced or double faced;

“Candidate” means a candidate running for election in a Federal, Territorial, Municipal or School Board election;

“Election Day”	means the day fixed for an election, by-election, referendum or plebiscite;
“Election Sign”	means a sign, poster, placard, advertisement, banner or other material promoting or opposing the election of a candidate, political party or promoting or opposing a referendum or plebiscite;
“Election Sign Zone”	means a designated zone intended for the temporary installation of election signs as set out in Schedule “B” attached hereto;
“Officer”	means a person appointed in accordance with the <i>Cities, Towns and Villages Act</i> as a By-law Officer to enforce the by-laws of the City of Yellowknife, and any Peace Officer who is authorized to enforce the by-laws of the City of Yellowknife;
“Voter”	means a person who is eligible to vote at an election, by-election, referendum or plebiscite; and
“Voting Station”	means the place where a Voter casts his or her vote.

GENERAL PROHIBITIONS AND REQUIREMENTS

3. Election Signs must be maintained so as to be clean and in a good state of repair.
4. Election Signs must not:
 - a) have attachments such as balloons, kites, or inflatable devices; or
 - b) contain an electronic message centre or otherwise be illuminated, electrified, animated, moving, or flashing.
5. Subsection 4(b) does not apply to an Election Sign on a Billboard.

DURATION

6. A person must not place or permit to be placed an Election Sign on public property, except:
 - a) in relation to federal elections and by-elections, from the time the writ of election is issued until seven (7) days after Election Day;
 - b) in relation to territorial elections and by-elections, from the time the writ of election is issued until seven (7) days after Election Day;
 - c) in relation to local government and school board elections and by-elections, from the first day of the nomination period until seven (7) days after Election Day;
 - d) in relation to federal or territorial referenda or plebiscites, from the day that the text of the

- question is approved by the federal parliament or by the territorial legislature, as the case may be, until seven (7) days after Election Day; and
- e) in relation to local authority referenda or plebiscites, from the day that the text of the question is approved by Council or a school board by by-law or resolution, as the case may be, until seven (7) days after Election Day.

PLACEMENT ON PRIVATE PROPERTY

7. Election Signs may not be placed on private property without the approval of the property owner.

PLACEMENT ON CROWN LAND OR COMMISSIONER'S LAND

8. Election Signs may not be placed on Crown Land, Commissioner's Land or Highway Rights-of-Way without express written authorization from the Federal or Territorial government.

ELECTION SIGN ZONES

9. Election Signs must not be placed on public property except within an Election Sign Zone and in accordance with the provisions of this By-law.
10. Any Election Sign placed in an Election Sign Zone shall be placed above-ground and shall not penetrate the ground it is placed on.
11. Only one Election Sign per Candidate may be placed in each Election Sign Zone.
12. All objects used as an Anchoring Device must be removed at the same time the Election Sign is removed.
13. Any Election Sign placed in an Election Sign Zone shall have the name, phone number and email address of the Candidate or Candidate's representative located on the sign in a legible manner.
14. The face of an Election Sign within an Election Sign Zone shall not be greater than 3.0 square metres and the top of the sign must not be more than 2.5 metres above the ground.

PROHIBITED PLACEMENT

15. A person shall not place, or permit to be placed, an Election Sign:
- a) on private or public land within 25 m of a Voting Station;
 - b) on a City highway or right-of-way;
 - c) on a boulevard, centre median, island or sidewalk, improved trail or in a park;
 - d) on a Roadway Structure, Power Pole or Traffic Control Device;
 - e) that overhangs City-owned property;
 - f) on a tree, bush, planter, waste or recycling receptacle, bus shelter, mail box, sign post, bridge, or in any garden that is within an Election Sign Zone;
 - g) any other City-owned property, including land, buildings, structures and equipment; or

- h) in a manner that obstructs construction.

HAZARDOUS PLACEMENT

16. A person must not place or permit to be placed, on public or private property an Election Sign:
- a) within three (3) metres of a fire hydrant;
 - b) that obstructs, simulates or detracts from the visibility of regulatory signs or other traffic control devices; or
 - c) that obstructs or otherwise interferes with sight lines or movement of motor vehicles, pedestrians, cyclists or any other highway traffic.
17. For Election Signs within 6 metres of a roadway intersection, as measured from the edge of the shoulder adjacent to the roadway, the top of the Election sign must not be more than 1 metre above the ground.

USE OF CITY OF YELLOWKNIFE LOGOS OR TRADEMARKS

18. No person is permitted to display a logo, trademark or official mark, in whole or in part, owned or licensed by the City on any Election Sign.

ENFORCEMENT, PENALTIES AND OFFENCES

19. A Candidate is responsible for the placement and removal of all Election Signs, and any related Anchoring Device, promoting that Candidate.
20. If an Election Sign or Anchoring Device is placed in a manner that gives rise to an offence under this By-law the Candidate to whom the sign relates is guilty of that offence, unless the Candidate can satisfy the court that the Candidate took all reasonable steps to ensure the Election Sign or Anchoring Device was not placed in contravention of this By-law.
21. An Officer may order that any Election Sign and/or Anchoring Device in contravention of this By-law be removed within 24 hours by providing notice to the Candidate to whom the Election Sign and/or Anchoring Device relates.
22. Notwithstanding Section 21, an Officer may remove, or cause to be removed, any Election Sign and/or Anchoring Device, that the Officer deems a safety hazard.
23. If an Election Sign and / or Anchoring Device is not removed pursuant to Section 21 an Officer may cause their removal and charge the expense to the Candidate to whom they relate.
24. Election Signs removed pursuant to Sections 22 or 23 will be stored by the City and may be claimed by the Candidate or a person authorized by the Candidate.

- 25. Election Signs removed pursuant to Sections 22 or 23 and not claimed within seven (7) days after Election Day become the property of the City and may be destroyed or otherwise disposed of by the City without notice.
- 26. Any person who contravenes a provision of this By-law is liable on Summary Conviction:
 - a) In the case of a corporation, to a fine not exceeding \$10,000; or
 - b) In the case of an individual, to a fine not exceeding \$2,000, or to imprisonment for a term of not more than six months in default of payment of the fine.
- 27. Pursuant to Section 26 of this By-law and the *Summary Convictions Procedures Act*, an Officer may issue a Summary Offence Ticket Information in the form prescribed by the *Summary Convictions Procedures Act* and Regulations to any person who violates any provision of this By-law and such person may in lieu of prosecution, pay the City a voluntary penalty in an amount prescribed in Schedule "A" to this By-law.
- 28. In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each day, or part of a day, on which it continues and a person guilty of such an offence is liable to a fine in an amount not less than that established by this By-law for each such day.

SEVERABILITY

- 29. The provisions of this By-law are severable and the invalidity of any part of this By-law shall not affect the validity of the remainder of this By-law.

EFFECT

- 30. That this by-law shall come into effect upon receiving Third Reading and otherwise meets the requirements of Section 75 of the *Cities, Towns and Villages Act*.

Read a First time this 14 day of May, A.D. 2018.



 Mayor



 A/ City Administrator

Read a Second Time this 14 day of May, A.D. 2018.

Frank Heyck
Mayor

Ken King
A/ City Administrator

Read a Third Time and Finally Passed this 22 day of MAY, A.D., 2018.

Frank Heyck
Mayor

Frank King
City Administrator

I hereby certify that this by-law has been made in accordance with the requirements of the *Cities, Towns and Villages Act* and the by-laws of the Municipal Corporation of the City of Yellowknife.

Frank King
City Administrator

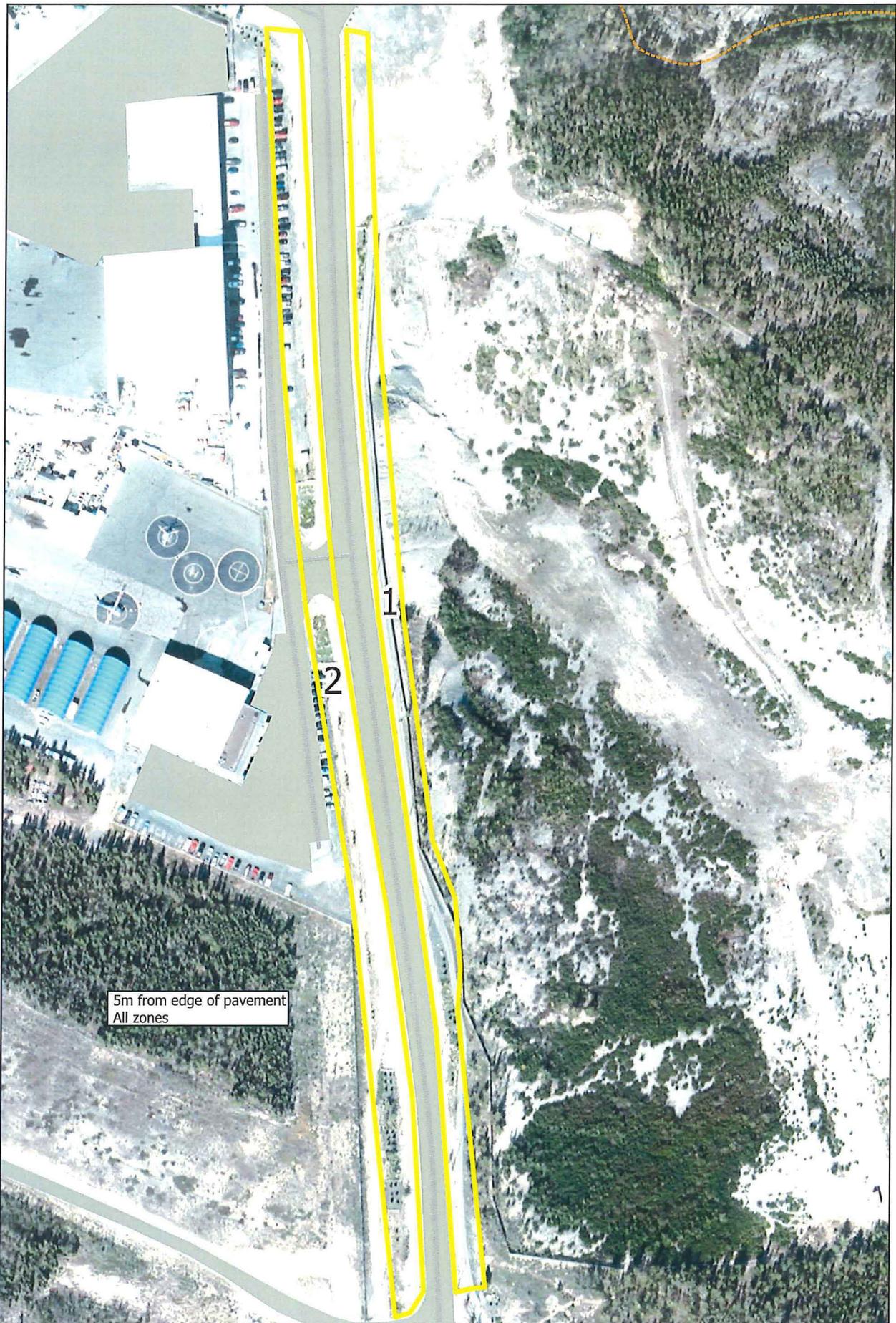


SCHEDULE "A"

VOLUNTARY PENALTIES

Section	Offence	Fine per Day
3	Election Sign in State of Disrepair	\$75
4	Election Sign Illuminated, Electrified, Animated, Moving or Flashing	\$500
6	Election Sign Placed or Remaining on Public Property Outside of Prescribed Duration	\$250
15	Prohibited Placement of Election Sign	\$250
16	Hazardous Placement of Election Sign	\$500
18	Use of City Logo or Trademark on Election Sign	\$500

SCHEDULE "B"
ELECTION ZONES



5m from edge of pavement
All zones



CITY OF YELLOWKNIFE
Planning & Development

PROJECT:
Schedule "B" to By-law No. 4968

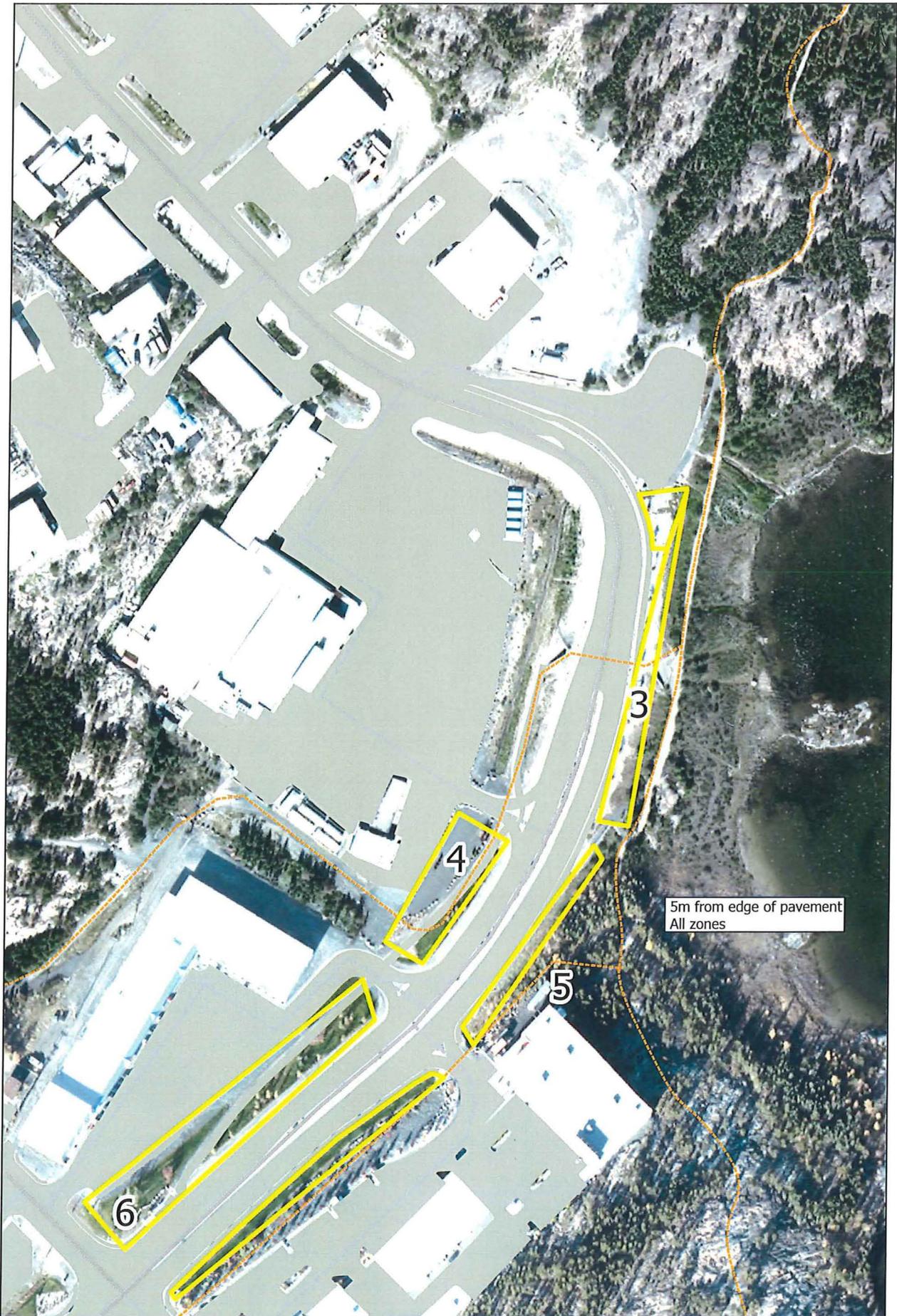
TITLE:
Election Sign Zones 1 & 2

SCALE:
1:1,404

CREATED BY:
KD

FILE:
18 Election Sign Locations.aprx

DATE:
April 27, 2018



CITY OF YELLOWKNIFE
Planning & Development

PROJECT:
Schedule "B" to By-law No. 4968
TITLE:
Election Sign Zones 3-7

SCALE: 1:1,404	CREATED BY: KD
FILE: 18 Election Sign Locations.aprx	
DATE: April 27, 2018	



CITY OF YELLOWKNIFE
Planning & Development

PROJECT:
Schedule "B" to By-law No. 4968

TITLE:
Election Sign Zone 8

SCALE: 1:468	CREATED BY: GT
FILE: 18 Election Sign Locations.aprx	
DATE: April 27, 2018	



CITY OF YELLOWKNIFE
Planning & Development

PROJECT:
Schedule "B" to By-law No. 4968

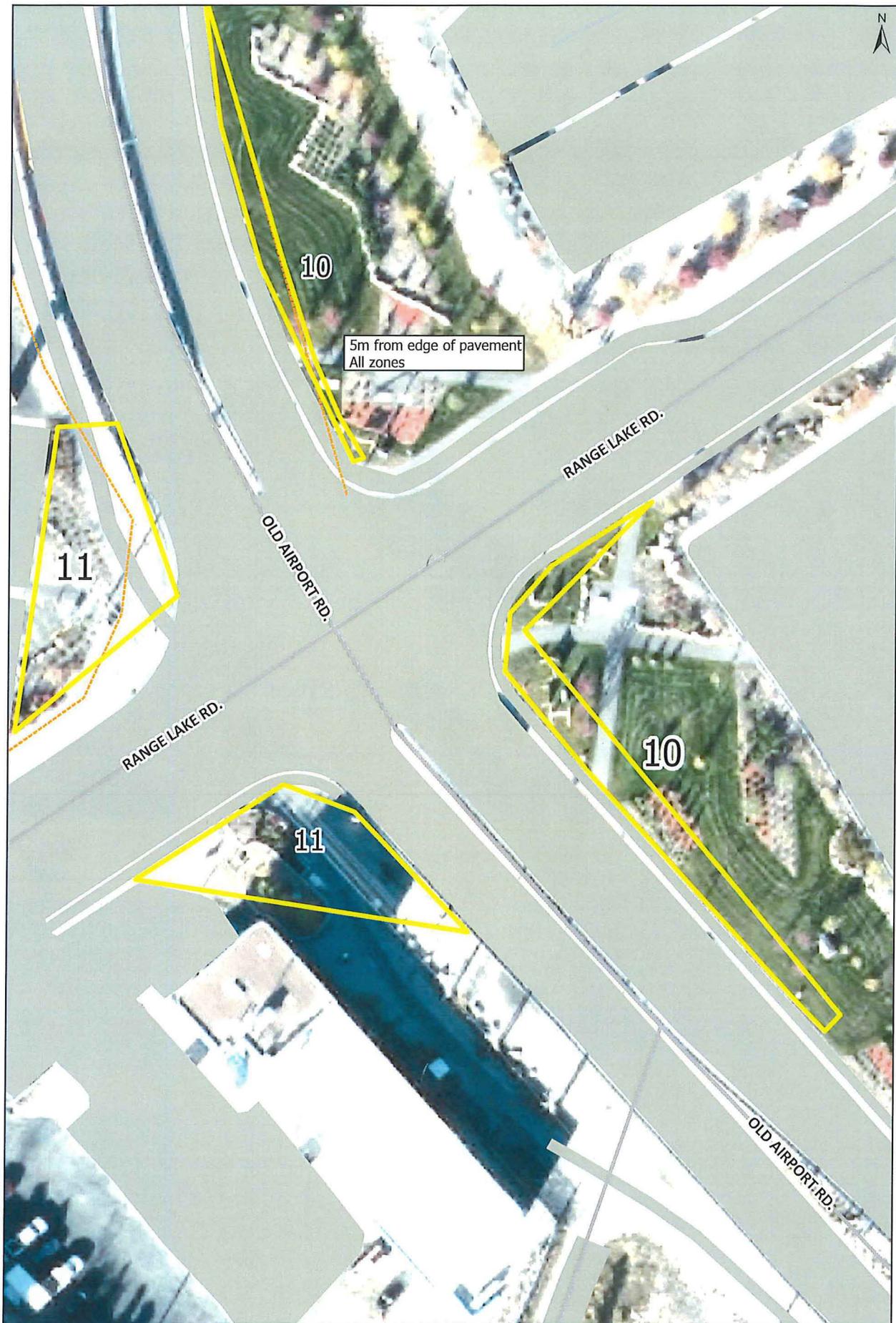
TITLE:
Election Signs Zone 9

SCALE:
1:189

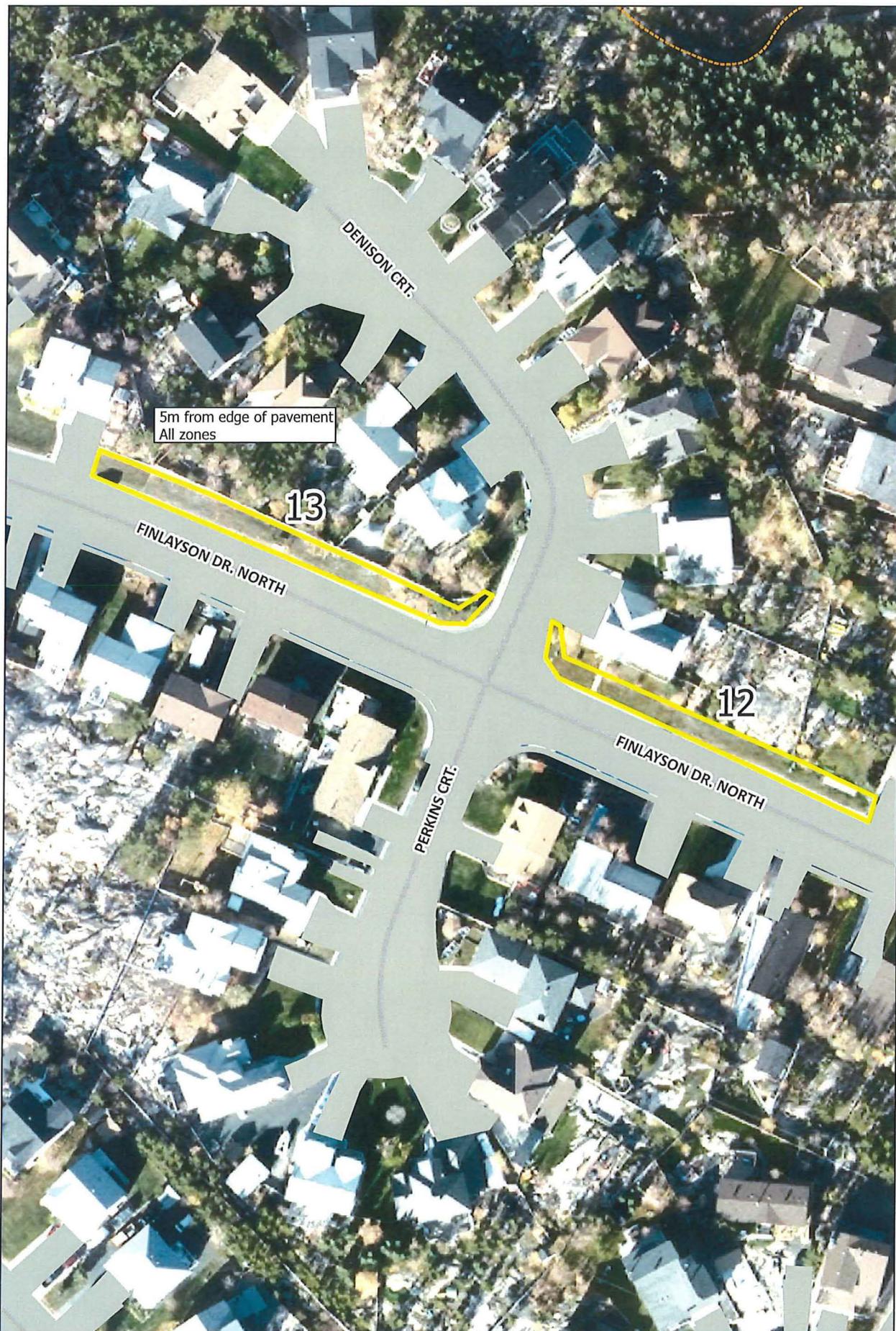
CREATED BY:
KD

FILE:
18 Election Sign Locations.aprx

DATE:
April 27, 2018



 <p>CITY OF YELLOWKNIFE Planning & Development</p>	<p>PROJECT: Schedule "B" to By-law No. 4968</p>	<p>SCALE: 1:438</p>	<p>CREATED BY: KD</p>
	<p>TITLE: Election Sign Zones 10 & 11</p>	<p>FILE: 18 Election Sign Locations.aprx</p>	
	<p>DATE: April 27, 2018</p>		



5m from edge of pavement
All zones

13

12



CITY OF YELLOWKNIFE
Planning & Development

PROJECT:
Schedule "B" to By-law No. 4968

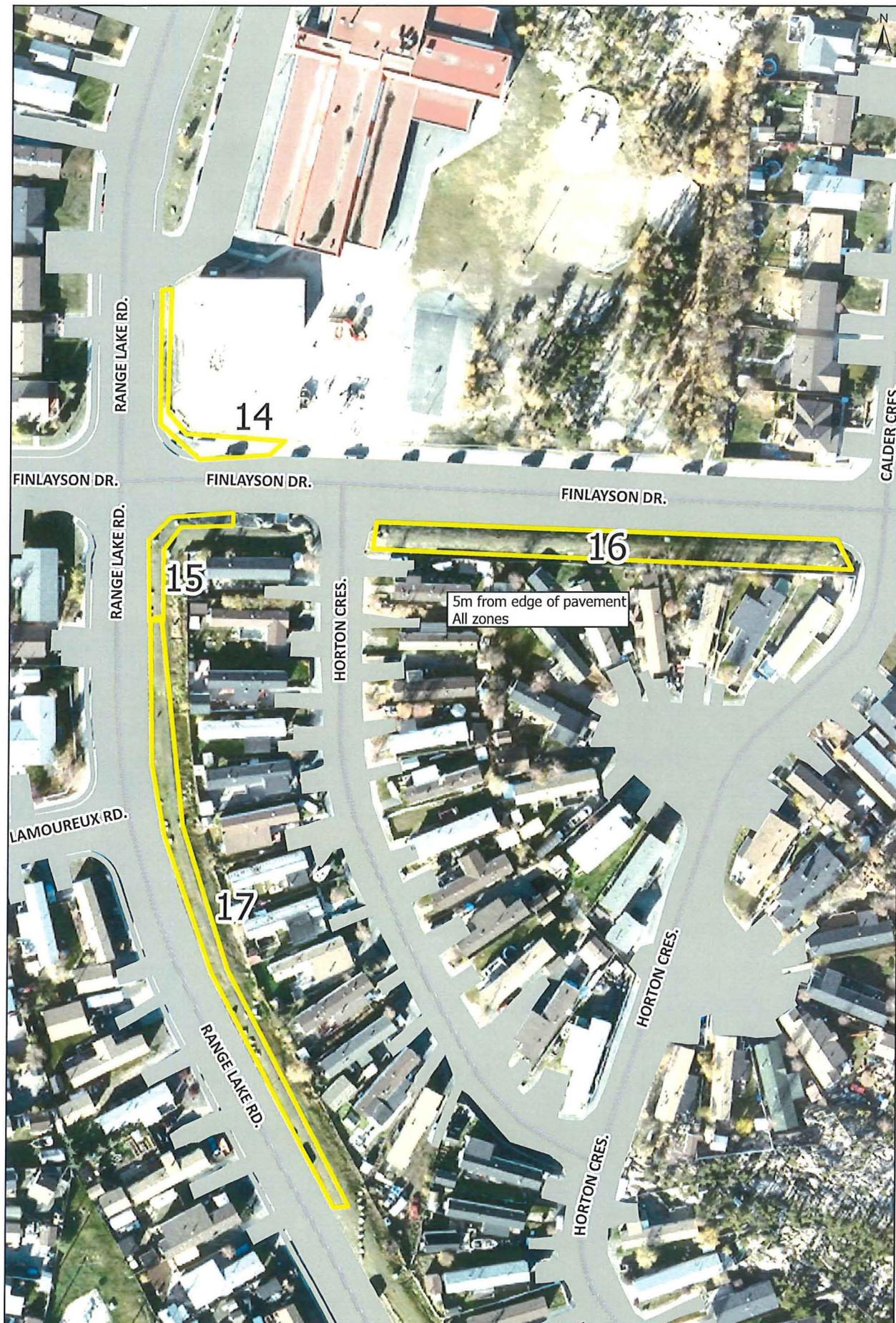
TITLE:
Election Sign Zones 12 & 13

SCALE:
1:719

CREATED BY:
KD

FILE:
18 Election Sign Locations.aprx

DATE:
April 27, 2018



CITY OF YELLOWKNIFE
 Planning & Development

PROJECT:
 Schedule "B" to By-law. 4968

TITLE:
 Election Sign Zones 14-17

SCALE:
 1:898

CREATED BY:
 GT

FILE:
 18 Election Sign Locations.aprx

DATE:
 April 27, 2018



CITY OF YELLOWKNIFE
 Planning & Development

PROJECT: Schedule "B" to By-law No. 4968	SCALE: 1:368	CREATED BY: GT
TITLE: Election Sign Zones 18-20	FILE: 18 Election Sign Locations.aprx	
	DATE: April 27, 2018	



CITY OF YELLOWKNIFE
 Planning & Development

PROJECT: Schedule "B" to By-law No. 4968	SCALE: 1:898	CREATED BY: GT
TITLE: Election Sign Zones 21 & 22	FILE: 18 Election Sign Locations.aprx	DATE: April 27, 2018



CITY OF YELLOWKNIFE
Planning & Development

PROJECT:
Schedule "B" to By-law No. 4968

TITLE:
Election Sign Zones 23-25

SCALE: 1:1,123	CREATED BY: KD
FILE: 18 Election Sign Locations.aprx	
DATE: April 27, 2018	



CITY OF YELLOWKNIFE
 Planning & Development

PROJECT: Schedule "B" to By-law No. 4968	SCALE: 1:1,954	CREATED BY: GT
TITLE: Election Sign Zones 26-28	FILE: 18 Election Sign Locations.aprx	DATE: April 27, 2018



CITY OF YELLOWKNIFE
Planning & Development

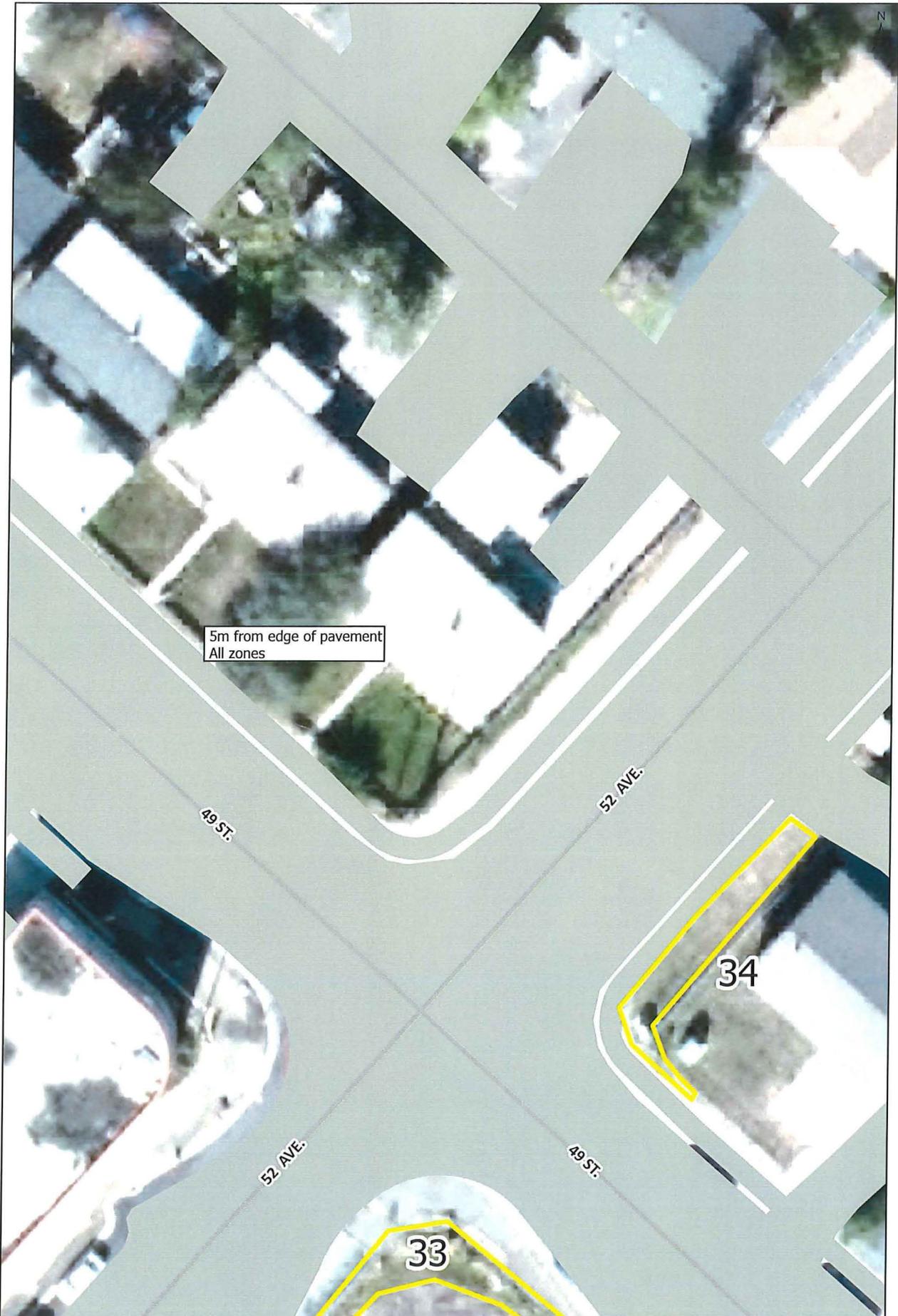
PROJECT: Schedule "B" to By-law No. 4968	SCALE: 1:1,076	CREATED BY: KD
TITLE: Election Sign Zones 29-31	FILE: 18 Election Sign Locations.aprx	DATE: April 27, 2018



CITY OF YELLOWKNIFE
 Planning & Development

PROJECT:
 Schedule "B" to By-law No. 4968
 TITLE:
 Election Sign Zone 32

SCALE: 1:460	CREATED BY: KD
FILE: 18 Election Sign Locations.aprx	
DATE: April 27, 2018	



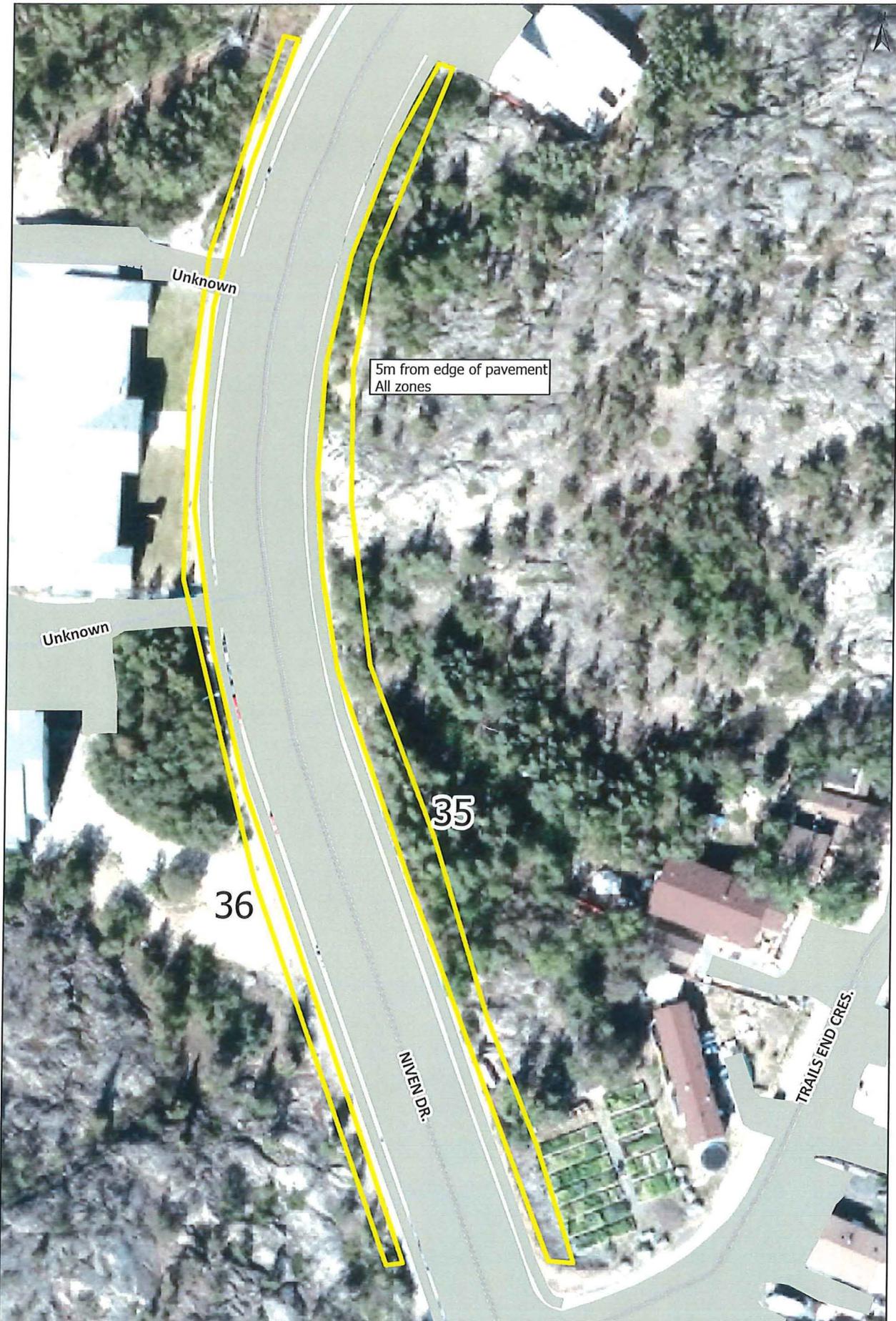
CITY OF YELLOWKNIFE
 Planning & Development

PROJECT:
 Schedule "B" to By-law No. 4968

TITLE:
 Election Sign Zones 33 & 34

SCALE: 1:235
 FILE: 18 Election Sign Locations.aprx
 DATE: April 27, 2018

CREATED BY:
 KD



CITY OF YELLOWKNIFE
Planning & Development

PROJECT:
Schedule "B" to By-law No. 4968

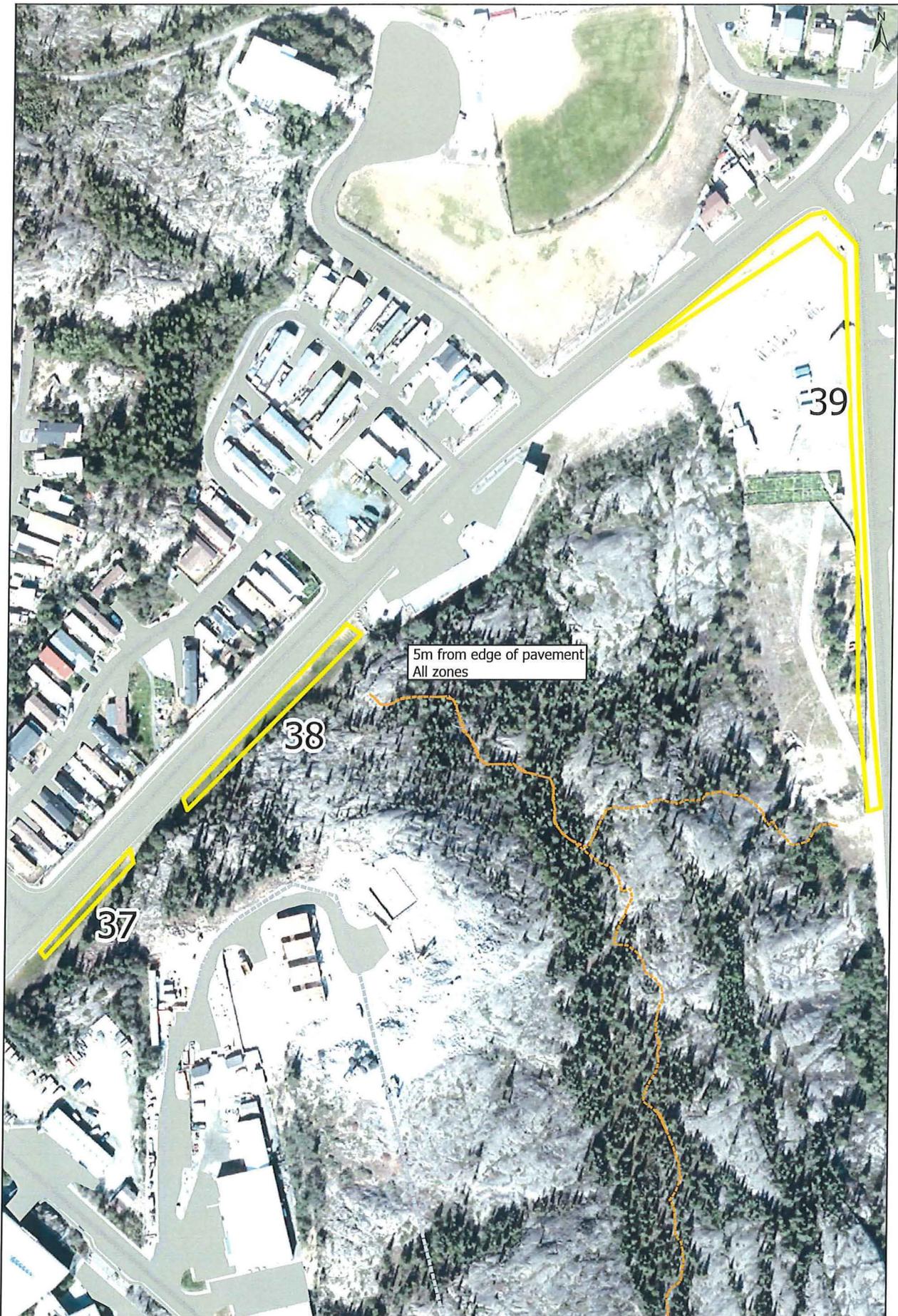
TITLE:
Election Sign Zones 35 & 36

SCALE: 1:488

FILE: 18 Election Sign Locations.aprx

DATE: April 27, 2018

CREATED BY:
GT



5m from edge of pavement
All zones



CITY OF YELLOWKNIFE
Planning & Development

PROJECT:
Schedule "B" to By-law No.4968
TITLE:
Election Sign Zones 37-39

SCALE: 1:1,504	CREATED BY: GT
FILE: 18 Election Sign Locations.aprx	
DATE: April 27, 2018	



5m from edge of pavement
All zones

41

40



CITY OF YELLOWKNIFE
Planning & Development

PROJECT:
Schedule "B" to By-law No. 4968
TITLE:
Election Sign Zones 40 & 41

SCALE: 1:613	CREATED BY: GT
FILE: 18 Election Sign Locations.aprx	
DATE: April 27, 2018	



CITY OF YELLOWKNIFE
Planning & Development

PROJECT:
Schedule "B" to By-law No. 4968

TITLE:
Election Sign Zone 42

SCALE:
1:736

CREATED BY:
KD

FILE:
18 Election Sign Locations.aprx

DATE:
April 27, 2018