

**CORPORATION OF THE TOWNSHIP OF GREATER MADAAWASKA**

**BY – LAW NUMBER 42 – 2005**

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**BEING A BY-LAW TO REGULATE MUNICIPAL ELECTION CAMPAIGN  
SIGNS**

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**WHEREAS** the Municipal Act, 2001 (as amended), c25 s11 (1) assigns specific spheres of jurisdiction to municipalities; and

**WHEREAS** the Municipal Act, 2001 (as amended), c25, s11 (2) allows lower tier municipalities to pass By-laws relating to the spheres of jurisdiction not specifically assigned to the Upper tier Municipality; and

**WHEREAS** it is expedient to regulate the placement of municipal elections signs on public and private property for the purpose of preventing hazards to vehicles and pedestrians;

**NOW THEREFORE**, the Council of the Corporation of the Township of Greater Madawaska **ENACTS** as follows:

**Definitions**

1. **ELECTION SIGN** means an outdoor sign or other advertising device which by the use of words, pictures or graphics or any combination thereof is intended to influence persons
  - (a) To give or to refrain from giving their votes to a candidate at an election held in accordance with the Municipal Elections Act, 1996;
  - (b) To vote in favour of or against any question or By-Law submitted to the electors under s 8 of the Municipal Elections Act, 1996;
2. **LOCAL BOARD** means a local board as defined in the Municipal Act, 2001 (as amended), s 1;
3. **CANDIDATE** means a person officially nominated as a candidate for election to Municipal Office or a person nominated as a candidate for election to a School Board;

**Administration**

The administration of this By-Law is assigned to the CAO/Clerk – Treasurer or his/her designate(s).

**Election Signs**

1. Subject to compliance with the provisions of the Municipal Act, 2001 (as amended), the Motor Vehicle Act, the Highway Act and any other applicable Provincial, Federal or Upper Tier Statutes, By-Laws, Orders, or regulations pertaining thereto, posters, advertising cards and sign boards are permitted for municipal election purposes which advertise a particular candidate or issue;
2. An Election Sign shall not exceed 3 m<sup>2</sup> in size and shall be unilluminated;
3. An Election Sign shall not exceed 2.5 m in height above the ground on which the sign is placed or erected;

4. Candidates shall ensure that:
- (a) No person shall place an Election Sign or cause an Election Sign to be placed on a road allowance if the sign or portion thereof is:
    - (i) On or over the roadway or a sidewalk;
    - (ii) closer than 3 metres (9.84 feet) to the edge of the roadway;
    - (iii) within a sight triangle at the intersection of two roads;
    - (iv) where a road allowance includes a sidewalk adjacent to a roadway, on the portion of the road allowance between the sidewalk and the roadway;
    - (v) Where a road allowance includes two or more separate roadways, on the portion of the road allowance between each roadway.
  - (b) No person shall place an Election Sign or cause an Election Sign to be placed on a road allowance closer than 3 metres (9.84 feet) to a private drive;
  - (c) Signs placed on boulevards or rights of way in front of private property are placed there only upon the approval of the property owner;
  - (d) No person shall at any time nail or otherwise attach an Election Sign or cause an Election Sign to be nailed or otherwise attached to or upon any utility pole, light pole, tree, bench, waste receptacle or mail box;
  - (e) No person shall at any time place an Election Sign, or cause an Election Sign to be placed in any public park or on any property owned, maintained or occupied by the Corporation of the Township of Greater Madawaska;
  - (f) No person shall at any time on any municipal election voting day, including those days when advance election voting is held, place an Election Sign or cause an Election Sign to be placed on any premises used as a Polling Station for the election.

**Placement of Election Signs**

1. Election Signs shall not be erected more than seventy – five (75) days immediately preceding the election date;
2. Election Signs, complete with components, are to be removed within forty-eight (48) hours following the election date;

**Advertising/Campaigning at Polling Stations**

1. No Candidate or Candidate representative shall attempt to influence, directly or indirectly, electors attending designated Polling Stations;
2. Clothing or accessories that identify a candidate such as signs, buttons, slogans, logos, advertising, posters are not permitted on Polling Station premises.

**Enforcement**

1. Every person who contravenes any provision of this By- Law is guilty of an offence under the Municipal Elections Act, 1996 and will be subject to penalties as specified in that, or any other applicable Act.

**Commencement**

1. This By – Law shall come into force and take effect on the date of its final passing.

**Previous Election Sign By – Laws Repealed**

1. With the passing of this By – Law, any previous By – Laws passed are hereby repealed.

**READ A FIRST AND SECOND TIME THIS FIFTEENTH DAY OF DECEMBER, 2005.**

**READ A THIRD TIME AND PASSED THIS FIFTEENTH DAY OF DECEMBER, 2005.**

*Robert Kristijan*  
REEVE

*Margaret E. Brennan*  
~~CAO/CLERK - TREASURER~~  
Deputy Clerk