

BYLAW C-7562-2016

A Bylaw of Rocky View County to provide for the regulation of Municipal Addresses

WHEREAS Section 7 of the *Municipal Government Act*, R.S.A. 2000 Chapter M-26 authorizes Council of a municipality to pass Bylaws for the safety, health and welfare of people and the protection of people and property;

AND WHEREAS Council for Rocky View County has determined that it is in the public interest for all properties within Rocky View County to display a clearly visible address sign;

NOW THEREFORE, Council of Rocky View County, in the Province of Alberta, duly assembled, hereby enacts as follows:

PART 1 - TITLE

1. This bylaw shall be known as the "Municipal Addressing Bylaw".

PART 2 - DEFINITIONS

2. In this Bylaw, unless the content otherwise requires:
 - (a) "Address Sign" means the display of the full Municipal Address for a Property in accordance with the specifications required by this Bylaw;
 - (b) "Building" means any structure used or intended for supporting or sheltering any use or occupancy and excludes farm buildings as defined by the Land Use Bylaw C-4841-97, as amended from time to time;
 - (c) "Council" means the Council of Rocky View County;
 - (d) "Court" means a Court of competent jurisdiction in the Province of Alberta;
 - (e) "Enforcement Officer" means a member of the Royal Canadian Mounted Police (R.C.M.P), a Community Peace Officer appointed by the Solicitor General of Alberta in accordance with the *Peace Officers Act*, S.A. 2006 Chapter P-3.5, and a Bylaw Enforcement Officer employed by Rocky View County in accordance with the *Municipal Government Act*;
 - (f) "Municipal Address" means the address of Property designated by Rocky View County, which includes numbers, words or a combination of both;
 - (g) "*Municipal Government Act*" means the *Municipal Government Act*, R.S.A. 2000 Chapter M-26, as amended from time to time;
 - (h) "Owner" means the Person who is the registered owner of Property on a certificate of title to the Property pursuant to the *Land Titles Act*, R.S.A. 2000 Chapter L-4;
 - (i) "Person" means any individual or business entity including a firm, joint venture, proprietorship, association, corporation, organization, partnership, company, society, and any other legal entity;
 - (j) "Property" means a building located on a parcel of land;

- (k) "**Provincial Offences Procedures Act**" means the **Provincial Offences Procedures Act**, R.S.A. 2000 Chapter P-34, as amended from time to time;
- (l) "Road" means the public Road, highway, street, avenue, boulevard, crescent or other thoroughfare which provides primary access to the Property;
- (m) "Rocky View County" means Rocky View County as a municipal corporation established pursuant to the laws of the Province of Alberta and the area within the jurisdictional boundaries of Rocky View County, as the context of this Bylaw so requires;
- (n) "Violation Ticket" means a ticket issued pursuant to Part 2 of the **Provincial Offences Procedures Act**, RSA 2000 Chapter P-34.

PART 3 - APPLICATION

- 3.1 Rocky View County shall designate a Municipal Address for all Property within Rocky View County.
- 3.2 The Owner of a Property, where the building setback is 15 metres or more from the Road, the building is not visible from the Road, shall display an Address Sign at the entrance to the Property such that the Address Sign is clearly visible from the Road at all times. The Address Sign shall be located entirely within the boundaries of the Property on a panel in accordance with the following specifications:
 - (a) the panel is to be light reflective and not less than 8 inches by 12 inches in size;
 - (b) each number and letter mounted on the panel shall have a minimum size of 2.75 inches in height; and
 - (c) the letters and numbers must be in contrasting colours to the panel.
- 3.3 The Owner of a Property, where the building setback is less than 15 metres from the Road and is visible from the Road, shall display an Address Sign clearly posted in a conspicuous place on the Property, at a height no higher than the first storey of any building on the Property, such that the Address Sign is clearly visible from the Road at all times. The Address Sign shall be in accordance with the following specifications:
 - (a) each letter and number of the Municipal Address shall have a minimum size of 3 inches in height; and
 - (b) the letters and numbers must be in contrasting colours to the background.
- 3.4 In all cases, the Owner is responsible to ensure that the Municipal Address of a Property is displayed, either permanently or temporarily on the Address Sign, prior to the commencement of any construction on the Property.
- 3.5 In all cases, where there are multiple buildings on a Property for which a Municipal Address has been designated, the Address Signs shall be plainly visible at the property line at the entrance of the Property.

PART 4 - OFFENCES

- 4.1 No Person shall:
 - (a) fail to post a Address Sign as required in this Bylaw;
 - (b) fail to display an Address Sign with specifications less than those described in this Bylaw;
 - (c) deface or remove an Address Sign from any Property;

- (d) obstruct or permit the obstruction of any Address Sign by any natural or man-made object whether temporary or permanent in nature;
- (e) obstruct or interfere with an Enforcement Officer in the performance of his/her investigation and lawful authority to enforce this Bylaw.

PART 5 - GENERAL PENALTY PROVISION

- 5.1 Any Person that violates any provision of this Bylaw is guilty of an offence and is liable, upon conviction, to a fine in an amount of not less than that established in this Bylaw and not exceeding \$10,000.00, or in default of payment of the fine, to imprisonment for a period not exceeding one year, or to both fine and imprisonment in such amounts.
- 5.2 Where contravention of this Bylaw is of a continuing nature, a contravention constitutes a separate offence for each day or part day on which the offence continues.

PART 6 - ENFORCEMENT

- 6.1 Enforcement Officers are designated officers within the meaning of the ***Municipal Government Act*** with respect to inspecting Property, remedying, enforcing or taking other necessary action in relation to the enforcement of this Bylaw and are hereby authorized to take any such inspections, remediation, enforcement or action.
- 6.2 Where an Enforcement Officer has reasonable and probable grounds to believe that a Person has violated any provision of this Bylaw, the Enforcement Officer may commence Court proceedings against such Person by:
 - (a) issuing the Person a Violation Ticket pursuant to the provisions of Part 2 of the ***Provincial Offences Procedure Act***, or
 - (b) swearing out an Information and complaint against the Person.
- 6.3 Where an Enforcement Officer issues a Person a Violation Ticket in accordance with Part 6.2(a) of this Bylaw, the Enforcement Officer may either:
 - (a) allow the Person to pay the minimum and specified penalty established in "Schedule A" for the offence by including such minimum and specified penalty in the Violation Ticket; or
 - (b) require a Court appearance of the Person where the Enforcement Officer believes that such an appearance is in the public interest, pursuant to the provisions of Part 2 of the ***Provincial Offences Procedure Act***.
- 6.4 No provision of this Bylaw nor any action taken pursuant to any provision of this Bylaw shall in any way restrict, limit, prevent or preclude Rocky View County from pursuing any other remedy in relation to an offence, as may be provided by the ***Municipal Government Act***, or any other law of the Province of Alberta.

PART 7 - SEVERABILITY

- 7.1 Each provision of this Bylaw is independent of all other provisions. If any such provision of this Bylaw is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this Bylaw will remain valid and enforceable.

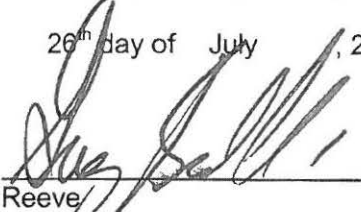
PART 8 - STRICT LIABILITY OFFENCE

- 8.1 It is the intention of Council that all offences created by this Bylaw be interpreted to be strict liability offences.

PART 9 - EFFECTIVE DATE

- 9.1 Bylaw C-5774-2003 is hereby repealed upon the passing of this bylaw.
- 9.2 Bylaw C-7562-2016 is passed when it receives third reading, and is signed by the Reeve/Deputy Reeve and the CAO or Designate, as per the ***Municipal Government Act***.

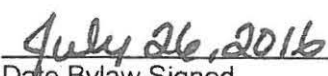
READ A FIRST TIME IN COUNCIL this 26th day of July , 2016
READ A SECOND TIME IN COUNCIL this 26th day of July , 2016
UNANIMOUS PERMISSION FOR THIRD READING 26th day of July , 2016
READ A THIRD TIME IN COUNCIL this 26th day of July , 2016



Reeve



CAO or Designate



Date Bylaw Signed

SCHEDULE "A"
MINIMUM AND SPECIFIED PENALTIES

PART	OFFENCE	MINIMUM AND SPECIFIED PENALTY
4.1(a)	Fail to post an Address Sign	\$100
4.1(b)	Fail to display an Address Sign to specifications	\$100
4.1(c)	Deface or remove Address Sign from a Property	\$100
4.1(d)	Obstruct or permit obstruction of Address Sign	\$100
4.1(e)	Obstruct or interfere with Enforcement Officer	\$150