

**TOWN OF SMOKY LAKE  
BY – LAW NO. 010-09**

**ADDRESS SIGNAGE BYLAW**

**BEING A BYLAW OF THE TOWN OF SMOKY LAKE IN THE PROVINCE OF ALBERTA TO ESTABLISH STANDARDS AND REQUIREMENTS FOR THE ADDRESS SIGNAGE OF LAND AND BUILDINGS**

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WHEREAS the *Municipal Government Act*, Revised Statutes of Alberta 2000, and amendments thereto, provides that a council may pass bylaws to:

- a) Provide for the orderly numbering of parcels of land, buildings, units and sub-units within buildings; and
- b) Require owners or occupants to display the number assigned to their land, building, unit or sub-unit.

AND WHEREAS Town Council deems it advisable to enforce proper addressing within the municipality,

NOW THEREFORE, the Council of the Town of Smoky Lake, in the Province of Alberta, duly assembled enacts as follows:

**1.0 Title**

- 1.1 This bylaw may be cited as "The Address Signage Bylaw".

**2.0 Definitions**

In this bylaw

- 2.1 "Accessory Building" means a separate building or structure, normally incidental, subordinate, exclusively devoted to, and located on the same lot as, the principle building or structure, but does not include a building or structure used for human habitation;
- 2.2 "Building" includes anything constructed or placed on, in, over or under land but does not include accessory buildings, a highway, a public road or a bridge;
- 2.3 "Commercial District" means a district described as such in the Town's Land Use Bylaw;
- 2.4 "Development Authority" means the official or officials of the municipality appointed by Council with the responsibility of receiving, considering and deciding on applications for development under the Land Use Bylaw 011-06, as it may be amended from time to time;
- 2.5 "Floor" means a level internal to the structure which is capable of being occupied or used;
- 2.6 "Ground Floor" means the floor located closest to the ground plane as indicated on the elevation plans or as otherwise determined by the Development Officer;
- 2.7 "Industrial District" means a district described as such in the Town's Land Use Bylaw;
- 2.8 "Land Use Bylaw" means Bylaw 011-06 of the Town of Smoky Lake, as amended from time to time and includes any bylaw passed in substitution for or in addition to Bylaw 011-06;
- 2.9 "Offence Ticket" means a ticket issued pursuant to the *Provincial Offences Procedure Act*, RSA 2000;
- 2.10 "Owner" means any person who is defined under the Land Titles Act, as it may be amended from time to time, as the owner of the land;
- 2.11 "Parcel" means the aggregate of the one or more areas of land or lots described in a certificate of title or described in a certificate of title by reference to a plan filed or registered in a Land Titles Office;

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- 2.12 "Peace Officer" means a member of the RCMP, a Bylaw Enforcement Officer or Special Constable as appointed by the Town;
- 2.13 "Person" includes Her Majesty, public bodies, bodies corporate, societies, partnerships, firms, individuals, or companies;
- 2.14 "Property" means real property and includes land, together with all improvements which have been so affixed to the land as to make them in fact and in law a part thereof;
- 2.15 "Residential District" means a district defined as such in the Town's Land Use Bylaw;
- 2.16 "Safety Codes Officer" means an individual designated as a Safety Codes Officer under the Safety Codes Act, Statutes of Alberta, S-1 RSA 2000 and amendments thereto;
- 2.17 "Town" means the Town of Smoky Lake or the area within the corporate limits of the Town of Smoky Lake, as the context may require;
- 2.18 "Voluntary Penalty" means a penalty specified in this bylaw for a contravention of a provision of this bylaw which amount shall be paid by a person to whom an offence ticket has been issued.

**3.0 General**

- 3.1 Every legally registered parcel of land within the Town of Smoky Lake shall be assigned an address by the Town, in accordance with the general rules outlined in the Land Use Bylaw #011-06.
- 3.2 All parcels of land in the Town of Smoky Lake fronting upon a roadway, which are occupied by a structure, must display said address assigned an address by the Town, according to the guidelines set out in this Bylaw.
- 3.3 The numerical municipal address assigned by the municipality, which is part of a location reference in addition to either the road name, subdivision name, neighbourhood name or other commonly known name, shall be affixed to a parcel of land, building or such structure.
- 3.4 Every person who, at the time of the passing of this bylaw, is the owner of a parcel of land to which a structure is affixed, shall be required to erect an address sign, within six (6) months of the passage of this bylaw, and shall be responsible for the construction and maintenance of the sign.
- 3.5 Every person who obtains development permit approval from the Development Authority or a building permit from the Safety Codes Officer to permit the construction of a commercial, residential or industrial development shall be responsible for the erection of the municipal address sign(s) for the development in accordance with this bylaw.
- a) New buildings under construction must display the correct municipal address through an appropriate form of signage that is visible from the roadway until the building is fixed with a proper permanent address.
- 3.6 Every person who is the owner of an existing parcel of land in the Town of Smoky Lake to which a structure is affixed, or the owner of a new property location and wishes to place an address sign shall be required to comply with the addressing requirements of this bylaw.
- 3.7 With respect to multiple unit buildings where such buildings have one main identifying number, but have internal units, bays, or apartments, internal numbering will be finalized between the developer or owner and the Development Authority of the Town.
- 3.8 The proper number in urban areas shall:
- a) Be displayed in a conspicuous place no higher than the ceiling level of the ground floor or an equivalent in height in the case of other buildings;
- b) In the case of residential homes with attached garages, the number shall be located upon the garage on the side closest to the front doorway of the house;

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- c) Be legible from the public or internal roadway and be on a contrasting background;
- d) The minimum character size shall be as follows:

Distance Building Setback from Adjacent Curbline	Minimum Character Size (non-illuminated)	Minimum Character Size (internally illuminated)
0-7.5 meters (0-25 ft.)	10 cm (4 in)	7.5 cm (3 in)
7.5-15 meters (25-50 ft.)	15 cm (6 in)	10 cm (4 in)

- e) Notwithstanding the above, where the building is set back from the property line more than 15 meters or more, or has landscaping obscuring visibility of the building, a sign shall be erected within the property lines displaying the address, in addition to an address of a minimum 4 inch size affixed to the building. This sign may not contain any advertising message.
- f) Display of the address on more than one face of the building is encouraged.

3.9 The proper number in rural areas shall:

- a) Be a minimum character size of 10 cm (4 inches) on a green sign background with white numbering and affixed in a conspicuous place, either:
- b) In the case of a north-south road, the sign shall be placed adjacent to the south side of the driveway, .3 meters (1 foot) inside the property line; and
- c) In the case of an east-west road, the sign shall be placed adjacent to the east side of the driveway, .3 meters (1 foot) inside the property line.

3.9 Any person who requests a change of an existing address shall make application to the town and shall pay the sum of \$100.00 for the requested change. Such change shall be reviewed and approved or rejected by the Development Authority for the Town.

#### **4.0 Penalties**

4.1 No Owner or Occupier of a structure bearing a number shall continue to use the said number if notified in writing by the Town that such structure is not numbered in accordance with this Bylaw.

4.2 Written notice pursuant to Section 4.1 of this Bylaw shall be served upon the owner or occupier and shall require alteration of the wrong number to a correct number designated by the Town within 30 days of the date of the notice.

4.3 A Peace Officer / Bylaw Officer / Special Constable is hereby authorized and empowered to issue a Violation Notice to any person who the Peace Officer / Bylaw Officer / Special Constable has reasonable and probable grounds to believe has contravened any provision of this bylaw.

4.4 Everyone who commits a breach of any of the provisions of this bylaw shall be liable:

- a) To perform the corrective measures required in the specified time to comply with this Bylaw upon receiving a mailed notice of this contravention,
- b) If the corrective measures described in the notice are not completed in the specified time, the owner is guilty of a first offence to a voluntary penalty of One Hundred Dollars (\$100.00).
- c) For a second and subsequent offence to a voluntary penalty of Two Hundred Dollars (\$200.00).

4.2 Voluntary payment in lieu of prosecution must be made within 21 clear days of issuance of an offence ticket.

#### **5.0 Effective**

5.1 This bylaw shall take full force and effect upon passage of third and final reading upon signing in accordance with Section 213, Municipal Government Act, Revised Statutes of Alberta 2000.

5.2 If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed and the remainder of the bylaw is deemed valid.

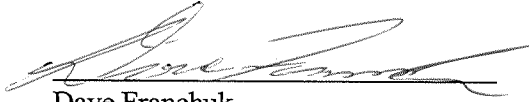
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5.3 Bylaw 462 is hereby rescinded.

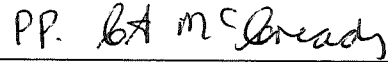
Read a first time this 23 day of Sept., A.D. 2009.

Read a second time this 23 day of Sept, A.D. 2009.

Read a third time this 7 day of October, A.D. 2009.



Dave Franchuk  
Mayor



Earla Wagar  
Interim CAO