

THE MUNICIPALITY OF THE DISTRICT OF ST. MARY'S

Civic Addressing By-Law

1. This By-Law is entitled the "Municipality of the District of St. Mary's" Civic Addressing By-Law".
2. Nothing in this By-Law shall be construed as authorizing non-compliance with any laws, regulations, by-laws, lawful orders or directives pursuant to any other statute, regulation or statutory or regulatory authority that may require the posting of civic numbering on structures or properties or the posting of street numbers on private roads or which may specify standards in respect of the posting of civic numbers or street names.
3. In this By-Law:
 - a. *"building means a structure used or intended to be used to support or shelter any use or occupancy, except a structure the use of which is accessory to the use of another structure on the same lot and except a structure which, if it were now being built for the first time, would not require a building permit to authorize its construction and includes an incomplete building once the footings have been constructed.*
 - b. *"Civic Addressing Co-ordinator" means the position/person appointed by Council to administer this By-Law;*
 - c. *"civic number" means the number assigned to a lot or building by this By-Law or by the Civic Addressing Co-ordinator;*
 - d. *"Municipality" means the Municipality of the District of St. Mary's;*
 - e. *"owner" has the same meaning as the owner of the property in the Municipal Government Act or successor legislation from time to time;*
 - f. *"private road" means any street, road, lane, bridge or other thoroughfare accessible to motor vehicles which is not a street as defined in subsection (g) and which serves as a principal vehicular access to three or more dwelling units or building;*
 - g. *"street" means any public street, highway, road, lane, bridge or thoroughfare accessible to vehicular traffic owned by the Province of Nova Scotia, the Municipality of the District of St. Mary's or any other municipality including a public highway;*

4. A civic number that is recorded in the E911 civic address database for a lot or building on the date of the first reading of this By-Law is hereby assigned to that lot or building until and unless the Civic Addressing Co-ordinator, by written notice to an owner, otherwise directs.
5. The Civic Addressing Co-ordinator shall be responsible for the further assigning of civic numbers to lots or buildings and shall keep or supervise the keeping of a system of identifying all civic numbers assigned by the Civic Addressing Co-ordinator. The Civic Addressing Co-ordinator may assign civic numbers to lots or buildings for which subdivision approval or a building permit is sought or obtained. The Civic Addressing Co-ordinator is not obliged to assign civic numbers to undeveloped lots, and may assign more than one civic number to a lot.
6. The Civic Addressing Co-ordinator may, by written notice to an owner, change or reassign civic numbers where reasonably necessary to avoid potentially confusing numbering discontinuities or irregularities and to assure an adequate supply of civic numbers for existing and future development.
7. An owner shall not post or permit to be posted a number which is not assigned to the lot or building on which the number is posted.
8. The owner of a lot on which a building is located shall keep posted on the lot or building the assigned civic number in the following manner:
 - a. *civic numbers shall be posted in a location which is not obstructed from view when viewed from the closest place on the traveled portion of the principal street or private road upon which the lot or building is situated or from which it has access and from all points in a t least 10 meters in either direction from that place, except that an intervening tree trunk or a vertical pole or post shall not alone be considered an obstruction for purposes of this subsection;*
 - b. *civic numbers shall face towards the street or private road on which the lot or building is situated and which forms part of the civic address for the lot or building except that double-sided signage may be used, in which even the civic number shall be on both sides of the sign and perpendicular to the street or private road.*
 - c. *civic numbers shall be in arabic numerals;*
 - d. *the bottom of the numerals shall be a minimum of 1.2 meters above grade;*

- e. *the color of the numerals shall consist of reflective material that clearly contrasts with the background upon which the numbers are displayed;*
 - f. *the height of the numerals shall not be less than 9 centimeters;*
 - g. *where the viewing distance measured from the place where the civic number is posted to the closest edge of the traveled portion of the principal street or private road upon which the lot or building is situated is 15 meters or more, the sign may be artificially illuminated at night to be visible from the street or road;*
 - h. *in the event that:*
 - i. *a building is not located within 90 meters of the closest edge of the traveled portion of the principal street or private road upon which the building is situated;*
 - ii. *the view of the civic number would be obstructed if it were posted on the building; or*
 - iii. *for any other reason an owner does not post the civic number on the building the civic number may be posted on a gatepost, signpost or other structure on the lot on which the building is situated, excluding a utility pole for electrical, telephone or other utility service, on the same side of the road, and at least 3.5 meters from the closest edge of the traveled portion of the street or private road upon which the building is situated.*
9. The owner(s) of a private road which intersects a street, which has not been named on an approved plan of subdivision and approved through the civic addressing system, shall take the following steps to erect and maintain a sign identifying the private road by name:
- a. *obtain from the Civic Addressing Co-ordinator the name assigned to the private road.*
 - i. *The Civic Addressing Co-ordinator will assign a temporary road name to the new private road. The name for the new private road will be chosen by the Civic Addressing Co-ordinator from a bank of road names that have been approved by the Civic Addressing Co-ordinator, Municipality and the Department of Transportation;*

- ii. *The Civic Addressing Co-ordinator will contact all residents and/or land owners on the new private road to inform of the name of the new private road;*
 - iii. *At any time, residents may petition their local Councillor to have their road name changed;*
 - iv. *If the Civic Addressing Co-ordinator has no objections to the new road name, the Municipality will seek similar approvals from the Department of Transportation and the Municipal District Councillor;*
 - v. *Once the replacement road name is approved, the residents will be informed of their new road name by the Municipality*
- b. *apply for, and use best efforts to obtain, permission to erect an identifying sign and a signpost from any person or regulatory authority whose permission is required by law to erect an identifying sign and a signpost;*
- c. *where permission is obtained in accordance with subsection (b), erect, maintain in good condition, and replace as necessary, a sign and signpost at the intersection of the private road and the street in a manner consistent with any conditions attached to such permission and other lawful requirements, in accordance with the following standards:*
- i. *lettering of the private road name to be not less than 100 millimeters in height, in uppercase block letters;*
 - ii. *lettering to be in **white** against a **blue** background;*
 - iii. *bottom of the lettering to be at least 2 meters above grade;*
 - iv. *signpost may be made of pressure treated lumber with cross-sectional dimensions not less than 85 millimeters by 85 millimeters or rigid non-ferrous metal and sufficiently fastened to the ground to hold the sign rigidly in place and to prevent turning of the sign in the wind.*
 - v. *to the extent possible, the signpost is to be located in an unobstructed line of sight for vehicles approaching the private road from either direction along the street and to be set back a minimum of 3.5 meters from the traveled portion of the street.*

10. Upon application by an owner, the Civic Addressing Co-ordinator may provide written authorization for signage for civic numbers or street names to vary from the standards contained in the By-Law, with or without conditions, when;
- a. *compliance with the standards is not reasonably possible, having regard to the physical features of the site or otherwise; or*
 - b. *compliance would not as effectively meet the objectives of this By-Law as an alternative approach.*

An authorization under this section may be revoked or varied by the Civic Addressing Co-ordinator. Owners shall comply with any conditions contained within authorizations granted under this section.

11. In the event of contravention of this By-Law, in addition to any prosecution or other remedy, the Municipality, may
- a. *prepare a notice in writing to an owner to undertake remedial action including but not limited to the posting or re-posting of a civic number on a building or lot or the erection of signage for a private road;*
 - b. *serve the notice upon an owner, which notice shall be deemed to have been sufficiently served if posted on the owner's building, lot, or property;*
 - c. *if the remedial action has not been undertaken or completed within 14 days, the Municipality may enter upon the private property of an owner and undertake the remedial work, and charge and collect the costs of the work, with interest from the date of the completion of the work until the date of payment, as a first lien on the property affected.*
12. Any person who violates any provision of this By-Law is guilty of an offence punishable on summary conviction by a fine of not less than \$20 and not more than \$500.

*Adopted this 14 day of September 2009
by St. Mary's Municipal Council.*

First Reading:

This Civic Addressing By-Law was read a first time at the Council meeting held on the of 13
 day of July, 2009.

Second Reading:

This Civic Addressing By-Law was read a second time at the Council meeting held on the 14 day of
 September, 2009.

This Civic Addressing By-Law was approved by a majority of Council members present at the
Council meeting held on the 14 day of September , 2009.