



BYLAW NO. 3887, 2009

A bylaw regulating the attachment of posters on public property
in the City of Coquitlam

WHEREAS:

- A. Sections 8(4)(f) and 65 of the Community Charter, S.B.C. 2003, c. 26 provide that a Council may by bylaw, regulate and impose requirements in relation to signs and other advertising devices, and in particular the erection, placing, alternation, maintenance, demolition and removal of signs, signboards, advertisements, advertising devices and structures;
- B. The Council of the City of Coquitlam considers it to be in the public interest to enact a bylaw to regulate the placement of posters on public property within City of Coquitlam;
- C. The objective of such regulation is to balance a reasonable opportunity for expression through the placement of posters, with the public interest in maintaining safety, litter control, and esthetic and architectural integrity, and preventing unsightliness in relation to the placement of posters; and
- D. The objective of this bylaw is to facilitate such reasonable opportunities for the placement of posters within the City.

NOW THEREFORE, the Council of the City of Coquitlam, in open meeting lawfully assembled, ENACTS AS FOLLOWS:

PART 1 – GENERAL PROVISIONS

1. Name of Bylaw

This Bylaw may be cited for all purposes as the “Postering Bylaw No. 3887, 2009”

2. Definitions

In this Bylaw, unless the context otherwise requires, the following words have the following meanings:

ATTACH

means to place, affix, post or attach, or to permit or cause to be placed, affixed, posted or attached

CITY

means the City of Coquitlam

COMMUNITY POSTERING BOARD

means a board or other space specifically designated as a place where people are permitted to attach Posters pursuant to this Bylaw, and which is located in the civic facilities identified in the attached Schedule "A"

PERSON

means any legal entity, including an individual, firm, society, co-operative, association, organization, partnership, trust company, or corporation

POSTER

means any bill or notice, including, but not limited to, those constructed of paper, cardboard, cloth, canvas, plastic, or similar non-rigid material, whether intended to be temporary or permanent, and which is affixed to public property and not installed by the City, and which contains direction, information, identification or advertisement, but does not include a permanent sign for which a permit is required and has been issued by the City in accordance with the City of Coquitlam Sign Bylaw No. 3873, 2008, as amended, or any successor bylaws, or material related to a court order or court process

PUBLIC PROPERTY

means any property owned by the City or any property owned by any other party and located on any real property owned by the City

PART 2 – PROHIBITION

3. Prohibition – Public Property

Except as otherwise permitted in this Bylaw, no Person will attach a Poster to any Public Property.

**PART 3 – DESIGNATION AND
USE OF COMMUNITY POSTERING BOARDS**

4. Community Postering Boards – Designation

The locations described in Schedule “A” are hereby designated as the locations for the placement of Community Postering Boards, and the Community Postering Boards in these designated locations will be maintained for the use by any member of the public.

5. Community Postering Boards – Use by the Public

A Person may attach a Poster to any Community Postering Board in accordance with the provisions of this Bylaw.

6. Dimensions - Poster

No Person will attach to a Poster to a Community Postering Board which exceeds 8.5 inches, by 11 inches, by .5 inches in dimension.

7. Person Attaching – Date Stamping

No Person will attach a Poster to a Community Postering Board which does not bear a date stamp administered by the City of Coquitlam which clearly indicates the date upon which the Poster was attached to the Community Postering Board.

8. Person Attaching – Fastening Devices

No Person will use staples, tacks, nails, paste, or glue, or any metal or other sharp or rigid fastening device to attach a Poster to a Community Postering Board. A Poster may only be attached to a Community Postering Board with masking tape or some similar easily removable tape.

9. Person Attaching – Not More than One Poster

No Person will attach a Poster to a Community Postering Board which contains the same direction, information, identification or advertisement as a Poster already attached to the Community Postering Board.

10. Location of Attachment

No person will attach a Poster to a Community Postering Board in a manner that allows any part of the Poster to hang onto or outside of the external edges of the Community Postering Board.

11. Duration of Attachment of Poster

A Person who has attached a Poster to a Community Postering Board will remove the Poster after the earlier of:

- (a) 24 hours after completion of the advertised event; or
- (b) the expiration of fifteen (15) days from the date identified in the date stamp administered by the City of Coquitlam in accordance with section 7 of this bylaw.

12. Removal of Posters

Any Person may, at any time, remove a Poster which is attached, or remains attached, to any Public Property, including a Community Postering Board, in a manner contrary to any of the provisions of this Bylaw. Where a Poster is attached to a Community Postering Board in conformity with this Bylaw, no Person will remove that Poster, unless he or she is the Person who attached the Poster, or the authorized agent of such Person.

13. Covering of Posters

No Person will attach a Poster to a Community Postering Board which covers any portion of a Poster which is already attached to a Community Postering Board in conformity with this Bylaw.

PART 4 – OFFENCES AND PENALTIES

14. Offence - Penalty

Any Person who contravenes any provision of this Bylaw, commits an offence punishable on summary conviction and is liable to a fine not exceeding \$10,000.

PART 5 - SEVERABILITY

15. Severability


If any section, subsection, clause or phrase of this Bylaw is, for any reason, held to be invalid by a court of competent jurisdiction, it will be deemed to be severed and the remainder of the Bylaw will remain valid and enforceable in accordance with its terms.

READ A FIRST TIME this 1st day of June, 2009.


READ A SECOND TIME this 1st day of June, 2009.

READ A THIRD TIME this 1st day of June, 2009.

GIVEN FOURTH AND FINAL READING and the Seal of the Corporation affixed this 15th day of June, 2009.



MAYOR



CLERK

SCHEDULE "A"

Locations of Community Postering Boards

- 1. Dogwood Pavilion – 624 Poirier Street**
- 2. Pinetree Community Centre - 1260 Pinetree Way**
- 3. Glen Pine Pavilion – 1200 Glen Pine Court**
- 4. Coquitlam Sports Centre – 633 Poirier**
- 5. Chimo Aquatic & Fitness Centre – 635 Poirier Street**
- 6. City Centre Aquatic Complex – 1210 Pinetree Way**
- 7. Poirier Public Library – 575 Poirier Street**
- 8. City Centre Public Library – 3001 Burlington Street**
- 9. City Hall – 3000 Guildford Way**
- 10. Evergreen Cultural Centre – 1205 Pinetree Way**