

ITEM	12
MANAGER'S REPORT NO.	85
COUNCIL MEETING	1979 12 17

RE: PLACEMENT OF SIGNS IN PUBLIC PARKS  
(a) BURNABY PARKS REGULATION BY-LAW 1979  
(b) BURNABY SIGN BY-LAW 1972  
(ITEM 13, REPORT NO. 64, 1979 SEPTEMBER 24)

Following is a report from the Parks and Recreation Administrator regarding proposed amendments to the Burnaby Parks Regulation By-law and the Burnaby Sign By-law.

RECOMMENDATION:

1. THAT the recommendation as contained in the report from the Parks and Recreation Administrator be adopted.

1979 December 06

TO: MUNICIPAL MANAGER

FROM: PARKS AND RECREATION ADMINISTRATOR

RE: PLACEMENT OF SIGNS IN PUBLIC PARKS  
BURNABY PARKS REGULATION BYLAW 1979  
BURNABY SIGN BYLAW 1972

RECOMMENDATION

1. THAT Council approve the following amendments to the noted bylaws:

- (a) Burnaby Parks Regulation Bylaw 1979  
Section 24

Add "This section shall not apply to signs erected or placed by the Burnaby Parks and Recreation Commission for the purpose of conveying information on park or recreation matters or controlling activities within parks".

- (b) Burnaby Sign Bylaw 1972  
Schedule 1, Section 9

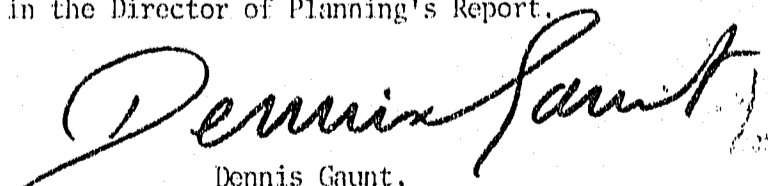
Replace the period following the word "municipality" with a comma and add the following:

"other than property designated for park purposes and under the jurisdiction of the Parks and Recreation Commission."

REPORT

The Parks and Recreation Commission, at its meeting of 1979 November 07, received the attached report from the Director of Planning dated 1979 November 02. Because an apparent conflict exists between the provisions of the Burnaby Parks Regulation Bylaw 1979 and the Burnaby Sign Bylaw 1972, the Planning Department has been asked to examine the bylaw provisions and make appropriate recommendations to the Parks and Recreation Commission.

The Parks and Recreation Commission approved the two proposed amendments detailed in the Director of Planning's Report.

  
Dennis Gaunt,  
Parks and Recreation Administrator.

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AG:df  
Attach

c.c. Director of Planning  
Municipal Solicitor

TO: PARKS AND RECREATION ADMINISTRATOR

FROM: DIRECTOR OF PLANNING

SUBJECT: PLACEMENT OF SIGNS IN PUBLIC PARKS — BURNABY PARKS  
REGULATION BY-LAW 1979 AND BURNABY SIGN BY-LAW 1972

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The Planning Department has been asked to examine the present by-law provisions which relate to placement or erection of signs in public parks and to make appropriate recommendations to the Parks and Recreation Commission.

At the present time, an apparent conflict exists between the provisions of the Burnaby Parks Regulation By-law 1979 and the Burnaby Sign By-law 1972, in that while the former prohibits the placement of signs on property controlled by the Parks Regulation By-law, the latter implies that consent may be given by the Council for the placement of "temporary signs pertaining to campaigns, drives, or events of political, civic, philanthropic, educational, or religious organizations" upon public property in the possession or control of the Municipality.

For convenient reference, following are excerpts from the pertinent sections of each by-law:

Burnaby Parks Regulation By-law 1979  
Section 24

"No person shall post, paint, or affix any advertisement, bill, poster, picture, matter or thing in or on any park or on any tree, post, pole, building, structure or thing in or on any park, or engage in the distribution or delivery of advertising material in any park or in any building, structure or thing in any park."

Burnaby Sign By-law 1972  
Schedule 1, Section (9)

"Temporary signs pertaining to campaigns, drives or events of political, civic, philanthropic, educational or religious organizations. Provided that if an applicant shall obtain the consent of Council and shall agree in writing to remove such signs within three days after the campaign, drive, or event has concluded, such signs may be erected upon public property in the possession or control of the Municipality."

Burnaby Sign By-law 1972  
Schedule 1

"The following special purpose and temporary signs shall be permitted in all districts, subject to the limitations set forth below:

- (9) Temporary signs pertaining to campaigns, drives, or events of political, civic, philanthropic, educational or religious organization. Provided that if an applicant shall obtain the consent of Council and shall agree in writing to remove such signs within three days after the campaign, drive or event has concluded, such signs may be erected upon public property in the possession or control of the Municipality".

The Planning Department strongly supports the view that placement of such signs in general within park sites is both unnecessary and undesirable, and that sufficient opportunity exists for public exposure of such temporary signs, when approved by Council, on road rights-of-way and other public property not including public park sites.

PLACEMENT OF SIGNS IN  
PUBLIC PARKS  
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COMMISSION MEETING 1979 11 07

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At the same time, it is recognized that certain types of signs relating to matters of specific interest to parks users can be justified within the limits of the park site, and that indeed there are certain informational or control signs which may be necessary to the successful and safe operation of the activities within the parks. The Burnaby Sign By-law acknowledges such needs and makes provision for special purpose and temporary signs of this type under Schedule 1 of the By-law:

"Schedule 1 - Item (2)

Signs required to be maintained or posted by law or governmental order, rule or regulation, and signs required to be posted on the premises describing hours of operation, prohibiting smoking on the premises, or for similar public notification purposes."

In recognition of the needs of the Commission with respect to such types of necessary and approved signs, and in the interest of prohibiting unwarranted types of signs on lands used for public park purposes, the following amendments are proposed:

Burnaby Parks Regulation By-law 1979  
Section 24

Add to Section 24 the following:

"This section shall not apply to signs erected or placed by the Burnaby Parks and Recreation Commission for the purpose of conveying information on park or recreation matters or controlling activities within parks."

Burnaby Sign By-law 1972 - Schedule 1, Section 9

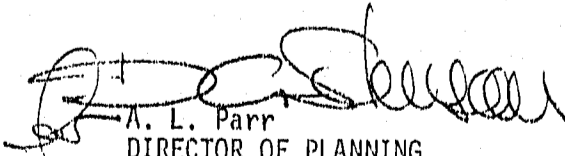
Replace the period following the word Municipality with a comma and add the following:

"other than property designated for park purposes and under the jurisdiction of the Parks and Recreation Commission".

RECOMMENDATION

It is recommended:

THAT the Parks and Recreation Commission approve the two proposed amendments shown above, and recommend to Council that the respective By-laws be amended accordingly.

  
A. L. Parr  
DIRECTOR OF PLANNING

DGS/ds

cc Municipal Solicitor