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PROVINCIAL NOTICE

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The following Cape Town Municipality Draft By-law is hereby published for general information and comment:—

CAPE TOWN MUNICIPALITY: BY-LAW RELATING TO OUTDOOR ADVERTISING AND SIGNAGE

Interested parties are invited to lodge written comments by not later than 4 June 2001 with:

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PROVINCIAL NOTICE

The following Provincial Notice is published for general information.

L. D. BARNARD,
DIRECTOR-GENERAL

Provincial Building,
Wale Street,
Cape Town.

P.N. 135/2001

11 May 2001

CITY OF CAPE TOWN**OUTDOOR ADVERTISING AND SIGNAGE BY-LAW**

To provide a set of regulations governing the use of land and buildings for outdoor advertising and signage and for matters incidental thereto.

PREAMBLE

The object of this By-law is to regulate outdoor advertising in the jurisdiction of the City of Cape Town in a manner that is sensitive to the environmental quality of different parts of the City of Cape Town. This By-Law seeks to strike a balance between outdoor advertising opportunities and economic development on the one hand, and the conservation of visual, tourist, environmental and heritage characteristics on the other hand. The object of this By-Law is to ensure that outdoor advertising respects the integrity of any site on which it is displayed, as well as complements the character of the locality in which it is displayed.

The sensitivity of the proposed locality of a sign and its capacity withstand the visual impact are the most important guiding principles for the control of outdoor advertising. Outdoor advertising signs should only be placed where they are most compatible with the surrounding locality and where they do not impact on visual corridors and/or scenic drives. Signs that compromise protected, unique or sensitive areas will not be allowed.

In addition, outdoor advertising and signs should not compromise traffic safety and should not adversely affect the character of a locality by way of appearance, size or illumination.

Advertising on bridges, towers, telecommunication masts or pylons will not be permitted.

The types of landscapes, signs and areas of control are important factors in the classification concept utilized in this By-Law. This By-Law presumes that the type of sign gives an indication of the potential impact of such a sign on the locality in which it will be displayed. Thus in terms of this By-Law the local character of an area in which a sign is proposed will affect the degree of control applied in that area.

This By-Law recognises that the dynamics between the type of the sign and the sign and where it is to be located can most effectively be dealt with by the determination of areas of control. Three areas of control are applied in this By-Law namely maximum, partial and minimum areas of control. The potential for outdoor advertising and the signs types to be considered is therefore determined by permitting certain sign types in certain areas of control. Control measures are applied by means of approval or refusal, and by means of general and specific conditions and requirements.

The following signs are outdoor signs but which, without third party advertising, do not constitute outdoor advertising within the ambit of this By-law:

- i) Official tourist destination signs
- ii) Community information/educational boards
- iii) Any sign required to be displayed by law including road traffic signs erected in terms of any Act of Parliament, Provincial Law or By-Law.

Finally, this By-law sets out the procedures to be followed and the criteria used when obtaining approval for a sign applicable to outdoor advertising in the City of Cape Town. In doing so, it recognises that there is an extensive amount of technical detail applicable to specific sign types and their effect in specific localities. The specific requirements for specific signs are set out in the Schedules hereto. The Schedules are part of the By-Law. These Schedules are not any less important than the content of the By-Law itself.

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A. DEFINITIONS

In this By-law, unless the context otherwise indicates:

"Advertising structure" means any physical structure built or capable of being used to display a sign.

"Advertisement" means any representation of a word, name, letter, figure or object or an abbreviation of a word or name, or any symbol; or any light which is not intended solely for illumination or as a warning against any dangers and *"advertising"* has a similar meaning.

"Aerial sign" means a sign that is displayed or performed in the air, including but not limited to balloons and blimps that can be viewed from within the Municipality's area of jurisdiction.

"Approval" means approval by the Municipality or by officials, sub-council's committees or executive councillors by virtue of powers delegated to them; and *"approve"* has a corresponding meaning.

"Areas of control" means those areas set out in Schedule 1 of the By-Law; and may be graphically depicted by way of maps as prepared by the Municipality from time to time.

"Banner" means any material upon which a sign is displayed in such a manner as to be fully legible in windless conditions, attached to one or more ropes, poles or flagstuffs projecting vertically, horizontally or at an angle, or attached to buildings or special structures, but excludes banners carried as part of a procession. A flag which is not displayed on an approved flag pole shall for the purposes of this by-law, be deemed to be a banner.

"Billboard" means any screen or board which stands free and is larger than 4.5 m² in total area; which is supported by, or consists of, a structure used, or intended to be used, for the purpose of posting, displaying or exhibiting a sign.

"Clear height", in relation to a sign, means the vertical distance between the lowest edge of the sign and the level of the ground, footway or roadway immediately below the sign.

"Commercial advertising" means any words, letters, logos, figures, symbols, pictures relating to the name of a business, trade, partnership, individual, or any information, recommendation or exhortation; in respect of any particular goods manufactured or sold, or any particular services rendered or offered, or any event for commerce and entertainment, including sporting events.

"Common boundary façade" means any façade of a building which is built abutting a rear or side boundary of an erf and which façade is blank, meaning having no windows or architectural features.

"Composite sign" means a single freestanding advertising structure for the display of more than one advertising sign.

"Consultant" means a suitably qualified independent person or company that acts on behalf of, or as an agent of, an applicant for approval of a sign in terms of this By-law.

"Continuing offence" means an offence in terms of this By-Law, which continues to exist, after the expiry of the notice period contained in a notice served in terms of this By-law.

"Development boards" means a sign displayed at premises upon which building operations are currently in progress and relating to any services being provided, work being done or goods being supplied in connection with such building operations. This excludes contract boards for building and civil engineering projects as required in terms of the National Building Regulations and Control Act, 103 of 1977 as amended from time to time and defined in terms of the General Conditions of Contract and/or Specifications of the appropriate institutions.

"Display" means the display of a sign and includes the erection of any billboard, sign or structure intended solely or primarily for the support of a sign or billboard; and, in addition, includes the sign of a business, trade partnership or individual connected with the contents of the sign or sign, and *"displayed"* has a corresponding meaning.

"Electronic sign" means a sign which has an electronically controlled, illuminated display surface which allows all, or a portion, of the sign to be changed, animated or illuminated in different ways.

"Environmental Impact Assessment" means a study carried out by an environmental impact consultant to the satisfaction of the Municipality to assess the impact that any proposed sign may have on the natural and/or urban and/or rural landscape or locality where the proposed sign will be displayed.

"Existing sign" means any sign previously approved by the Municipality.

"Flat sign" means a sign which is affixed to, or painted directly onto, a wall of a building but not onto, or over, windows or doors or architectural articulations and which at no point projects more than 250 mm in front of the surface of such wall.

"Freestanding sign" means any sign or group of signs contained or displayed on one freestanding structure which is not attached to a building or to any structure or object not intended to be used for the primary purpose of advertising.

"Gateway" means a prominent entrance to or exit from a specific part of the City of Cape Town's jurisdiction, consisting of man-made or natural features and creating a strong sense of arrival or departure and which is consistent with city planning and/or development framework plans or policy.

"Height of a sign" is calculated by measuring the vertical distance between the uppermost and lowest parts of the structure.

"Heritage Impact Assessment" means visual assessment of the impact that any proposed sign may have on the cultural heritage, whether built and whether recognised, at the locality where the proposed sign will be displayed.

"Law" means any law, proclamation, ordinance, Act of Parliament or Provincial Legislature, or any other enactment having the force of law.

"Locality Bound Advertising" means any sign displayed on a specific erf, premises or building referring to an activity, product, service or attraction located, rendered or provided on that erf or those premises or inside that building.

"Loose portable sign" means a freestanding notice or advertising board placed in the Road Reserve or in a public open space.

"Mobility route" means any public road, including but not limited to Class I Arterials and freeways; and in respect of which signage is to be controlled.

"Movable sign" means a sign not permanently fixed and not intended to remain fixed in one position, but does not include any moving part in a fixed permanent sign.

"Municipality" means the Municipality of the City of Cape Town and includes any executive councillor, or Committee or Sub-Council established by the Municipality, or any employee thereof, acting in connection with this By-law by virtue of a power vested in the Municipality and delegated to such employee by the Municipality.

"National road" means a national road as defined in the National Roads Traffic Act No 93 of 1996.

"New sign" means any sign first displayed after the promulgation of this By-law;

"Non-profit body" is a body established primarily to promote a community goal or benefit without direct or personal financial gain; and may include educational, sporting, medical bodies as well as charities or community organisations. [The Municipality may, at its discretion call for documentary proof, which may include the production of bank statements of the non profit status or community benefit objective obtained by the body. Any such body whose objectives appear vague or of limited social benefit shall not be regarded as a non-profit body unless proof is provided to the Municipality to validate its non-profit status.]

"Organ of state" means:

- a) any department of state or administration in the national, provincial or local sphere of government;
- b) any other functionary or institution:
 - (i) exercising a power or performing a function in terms of the Constitution or a provincial constitution; or
 - (ii) exercising a public power or performing a public function in terms of any other legislation.

"Overall height", in relation to a sign, means the vertical distance between the uppermost edge of the sign and the finished level of the ground, footway or roadway immediately below the centre point of the sign.

"Person" includes:

- a) any organ of state
- b) any company incorporated or registered as such under any law
- c) any body of persons, whether incorporated or not, functioning as a single entity for whatever purpose.

"Poster" means temporary signs capable of being attached to the Municipal electrical light standards and/or pasted to fixed designated structures within road reserves to advertise events, campaigns and including elections or referenda.

"Projected sign" means any sign projected by a laser projector, video projector, or other apparatus.

"Projecting sign" means a sign which is affixed to a wall of a building and which at some point projects more than 250 mm in front of the surface of such wall.

"Public façade" means any façade that has windows or other architectural articulation.

"Public place" means any public road, public street, thoroughfare, bridge, subway, footway, foot pavement, footpath, sidewalk, (or similar pedestrian portion of a Road Reserve), lane, square, open space, garden, park or enclosed place vested in the Municipality, or other state, authority or indicated as such on the Surveyor General's records, or utilized by the public or zoned as such in terms of the applicable zoning scheme.

"Public road" means public road as defined in the National Road Traffic Act 93 of 1996.

"Road Reserve" means the area contained within the statutory width of a road, and includes roadways, shoulders and sidewalks and the airspace above such roadways, shoulders and sidewalks and all other areas within the road reserve boundary.

"Roadway" means that portion of a road, street or thoroughfare improved, constructed or intended for vehicular traffic as defined in the National Road Traffic Act No 93 of 1996.

"Roof sign" means a sign affixed to a roof of a building where the top edge of any point of that sign does not exceed the height of the roof plane to which it is affixed.

"Security sign" means an outdoor sign for neighborhood watch and similar schemes, and a sign containing the name, logo, address and telephone number of a security company contracted to protect the premises on which the sign is displayed.

"Service station facility sign" means freestanding signs at filling stations, roadside rest and service areas and includes service station pylon signs.

"Shop" means a building used for retail trade or services.

"Sign" means any object, product, replica, advertising structure, mural, device or board which is used to publicly display an sign or which is in itself an sign; and includes an sign, poster and a billboard.

"Signalized traffic intersection" means an intersection controlled by traffic signals.

"Sky sign" means a sign where the top edge of any point of that sign exceeds the height of the roof plane to which it is affixed.

"Street name signs" means pole-mounted, double-sided, internally illuminated or unilluminated signs displayed in combination with names of streets.

"Street furniture" means public facilities and structures which are not intended primarily for advertising and includes but is not limited to seating benches, planters, bins, pole mounted bins, bus shelters, sidewalk clocks, drinking fountains, Telkom boxes, traffic signal controls electricity boxes and post boxes and telephone booths, but excludes road traffic signs, traffic signals, street lights or any other road-related structures.

"Sub-council" means a metropolitan sub-council referred to in Section 62 of the Local Government: Municipal Structures Act No 117 of 1998.

"Temporary signs" means signs which are displayed to publicize a forthcoming event for a maximum period of 14 days or any other period approved by the Municipality.

"Thickness" in relation to a projecting sign, means the horizontal dimension of such sign measured parallel to the plane of the main wall to which such sign is affixed.

"Third-party advertising" means the advertising of goods or services that are not made, procured or sold from the property on which the sign and/or sign advertising those goods or services is fixed or placed, and includes advertising which is not locality bound.

"Three dimensional sign" means a sign containing more than 2 dimensions, including product replicas and freestanding signs.

"Traffic Impact Assessment" means a study carried out by a registered Professional Engineer with demonstrable experience in the field of traffic engineering to the satisfaction of the Municipality that investigates the impact a proposed sign may have on vehicle/pedestrian/cyclist safety and traffic operation. The study should recommend any mitigating measures that may be required as a result of that impact.

"Traffic Sign" means a road traffic sign as prescribed in the National Road Traffic Act 93 of 1996.

"Traffic Signal" means a road traffic signal as prescribed in the National Road Traffic Act No. 93 of 1996

"Transit advertising" means advertising by means of a movable sign which is capable of being transported by road in conjunction with a motorized vehicle, including trailers primarily used for advertising but excluding signs displayed or caused to be displayed by means of being painted or fixed directly onto the body of a motorized vehicle.

"Transportation Terminals" means any area designated by the Municipality as such, where the formal interchange of modes of public transport takes place by the public, including but not limited to designated railway stations, official taxi terminals and bus terminals.

"Urban edge line" means a predetermined point to point boundary line, which has as its purpose, the containment of urban development as promulgated by the City of Cape Town.

"Verandah" includes a cantilevered canopy and sunblind.

"Window signs" means signs which are temporarily or permanently painted on, or attached to the window-glass of a building.

"Zone" means a land use zone as set out in the relevant zoning schemes or Town Planning Regulations as amended from time to time and applicable to any erf on which a sign is displayed or intended to be displayed and *"zoning"* has a corresponding meaning.

B. SUBMISSION OF APPLICATIONS

1. Other than those signs referred to in Sections 52 to 62 hereinbelow, no person shall display or erect any sign or advertising structure or use any sign for advertising without the Municipality's approval in terms of this By-law.
2. Every person intending to display a new sign or to alter or to add to an existing approved sign or submitting a signage plan in terms of a Site Development Plan proposal shall submit a written application to the Municipality accompanied by the following information in duplicate:
 - 2.1 A site plan showing the site on which it is proposed that the sign is to be erected or displayed, drawn to a scale of not less than 1:200 showing clearly and accurately the position of the sign and the building, if any, to which it is to be attached and showing every building and the existing signs on the site, existing and proposed landscaping, traffic signals and road traffic signs, and the positions, with dimensions, of the sign or sign in relation to the boundaries of the site and the location of the streets abutting the site, together with its existing approved zoning conditions.
 - 2.2 A drawing, in sufficient detail to enable the Municipality to consider the appearance of the sign and all relevant construction detail, including an description of the materials of which the sign is to be constructed, the colours to be used, and whether or not the sign is to be illuminated; and in the latter event, the plan shall indicate whether or not the sign is an electronic sign and, if so, full details shall be furnished.
 - 2.3 The drawing in terms of paragraph 2.2 herein above shall have detailed drawings of such sign to a scale of not less than 1:20 and a block plan indicating the position of the sign on the site to a scale of not less than 1:50.
 - 2.4 If the proposed graphics of the sign are to be altered or changed at any stage during its proposed period of display, such intention must be specified in writing in the application, together with an undertaking that every proposed change of graphic will be delivered to the Municipality two weeks prior to the proposed display thereof, for approval, failing which only the proposed graphics will be considered for approval.
 - 2.5 If a sign is to be attached to or displayed on the wall or façade of a building, the Municipality may require the submission of an additional drawing showing an elevation of the building in colour, the details and position of the proposed sign and the details and the position of every existing sign on the building drawn to a scale of not less than 1:100, or the Municipality may require a coloured print of or an artist's photographic or computer generated impression of the building with the details of the proposed sign superimposed on such graphic and drawn as nearly as is practicable to the same scale as that of the graphic.
 - 2.6 If the applicant is not the registered owner of the property on which the sign will be erected, the applicant shall provide a power of attorney signed by the owner of the property authorising the applicant to make such application.
 - 2.7 Upon the request of the Municipality; such additional drawings, calculations and other information as is necessary to enable the Municipality to establish the adequacy of the proposed means of securing, fixing or supporting any proposed sign, sign or billboard and its ability to resist all loads and forces to which the sign, advertising or billboard may be exposed and the sufficiency of the margin of safety against failure.

3. The Municipality may require the submission of an Environmental Impact Assessment, Heritage Impact Assessment and/or a Traffic Impact Assessment by consultants.
4. The Municipality may require and determine a public participation process regarding the proposed sign involving the community which in the Municipality's opinion will be affected by the proposed sign and which public participation process shall comply with the Municipality's policy on public participation.
5. The Municipality will require a signage master plan in respect of any development where the erection of numerous signs are proposed or the rationalisation of previously approved signs is required so as to allow it to consider a consistent design master plan prior to assessment of any individual sign.
6. The Municipality shall notify the applicant of any additional requirements it has within 21 working days of the date of submission of the original application and payment of the application fee.
7. The Municipality shall be entitled to retain a copy of every document supplied to it as part of an application, but is not obliged to do so.
8. The Municipality may require written notification, by the applicant or person who erects an approved sign that such sign or sign has been erected.

CHARGES

9. Every person who applies to the Municipality for approval in terms of this By-Law shall, on making application, pay to the Municipality an application fee as determined by the Municipality from time to time. In addition, on approval of an application, an approval fee as determined by the Municipality from time to time shall be paid. No sign shall be erected until such time as both the application and approval fees have been paid in full.

C. GENERAL FACTORS FOR CONSIDERATION OF APPROVAL AND/OR AMENDMENTS/CONDITIONS TO APPROVAL TO SIGNS AND/OR PROPOSED NEW GRAPHICS

10. In considering an application for the erection of a sign in terms of this By-Law or an amendment or condition attaching or to be attached to an approval, the Municipality shall have regard to the following factors:
 - 10.1 The area of control in which the proposed sign is to be erected or displayed are as set out in Schedule 1 annexed hereto. Provided further that if a sign falls into more than one possible area of control or if a proposed sign site located in one area of control may impact on an adjacent area of control, the Municipality shall be entitled to determine the area of control pertaining to that application.
 - 10.2 The type of locality or landscape and the advertising opportunities pertaining to that area of control.
 - 10.3 The number of signs already displayed or proposed to be displayed on the erf and in the area surrounding the erf concerned.
 - 10.4 The findings of any Environmental or Heritage Impact Assessment, more specifically any such finding as to whether the proposed sign will be detrimental to the environment or adversely affect the amenity of the locality or neighbourhood or affected properties;
 - 10.5 The findings of any Traffic Impact Assessment.
 - 10.6 The outcome of any process of public participation regarding the proposed sign.
 - 10.7 The provisions of Sections 12 to 40 inclusive, of this By-law.
 - 10.8 That no sign or advertisement may be designed or displayed that:
 - 10.8.1 will constitute a danger to any person or property;
 - 10.8.2 will display any material or graphic which, whether in form, content or both, may reasonably be expected to cause offence to the public or an identifiable class of persons.
 - 10.8.3 will be detrimental to the environment or locality of the neighbourhood by reason of either its size, intensity, frequency, illumination, quality of design, material, proposed graphic or for any other reason;
 - 10.8.4 will obscure any other signs approved in terms of this By-law or its predecessor.
 - 10.8.5 will be detrimental or otherwise negatively impact on the environment, whether artificial or natural.

D. FACTORS RELATING TO SPECIFIC TYPES OF SIGNS AND AREAS OF CONTROL

11. The Municipality shall, in addition to the factors set out hereinabove, apply certain minimum standards to certain specific sign types and proposed localities when application for approval is made in respect thereof and will apply certain criteria to applications for the erection of signs by non-profit bodies. These specific standards and criteria are set out as Schedules to this By-Law and Schedule 1 to this By-Law indicates the areas of control in which certain specific sign types may be permitted, subject always to approval in terms of this By-Law and furthermore subject to any additional requirement pertaining to a specific sign type as set out in the following Schedules:

Schedule

Schedule 1 — Areas of Control

Schedule 2 — Billboards

Schedule 3 — Locality Bound Freestanding Boards

Schedule 4 — Flat signs

Schedule 5 — Sky signs

Schedule 6 — Roof signs

Schedule 7 — Signs on a verandah, balcony, canopy, supporting columns, pillars and posts

Schedule 8 — Signs on boundary walls, fences or construction sites

Schedule 9 — 3D Signs

Schedule 10 — Newspaper headline posters

Schedule 11 — Banners, flags and balloons

Schedule 12 — Posters

Schedule 13 — Estate Agent signs

Schedule 14 — Loose portable signs

Schedule 15 — Aerial signs and projecting signs

Schedule 16 — Transit advertising

Schedule 17 — Signs to be erected by non profit bodies

The Municipality may grant an exemption from the terms of this By-Law in respect of the sign types or areas of control set out in Schedules 10, 11 and 12 having regard to:

- i) the area of control where it is proposed to display the sign/s;
- ii) nature of the event;
- iii) duration of the erection/display of the sign;
- iv) size of the proposed sign;
- v) any traffic and/or safety and/or environmental impact assessment
- vi) the results of any public participation process

E. STANDARD CONDITIONS FOR APPROVAL STRUCTURAL REQUIREMENTS

12. All signs shall be properly constructed of the requisite strength and shall be secure and shall comply with the requirements pertaining thereto of the National Building Regulations and Control Act 103 of 1977 as amended from time to time.
13. The person by whom a sign is erected and the owner of the fixture onto which or to which it is attached shall be liable jointly and severally for the maintenance thereof and shall undertake at least one annual inspection thereof with a view to satisfying themselves as to the safety thereof.
14. All signs and supports thereof shall be constructed of incombustible, durable materials suited to the function, nature and permanence of the sign.
15. All glass used in a sign, other than glass tubing used in neon illumination, must be safety glass of at least 3mm thick.
16. Glass panels used in a sign must not exceed 0,9 m² in area, each panel being securely fixed in the body of the sign, structure or device independently of all other panels.
17. Every sign and its support structure shall be kept in a state of good repair.
18. Where any sign becomes torn or damaged or otherwise falls into a state of disrepair, the person owning and/or displaying such sign shall within 3 working days of a notice to do so, remove it.
19. No sign may be placed covering any window or opening provided for ventilation of a building or obstruct any stairway or doorway or other means of exit from the building or prevent movement of people from one part of a roof to another.
20. No advertising structure shall exceed the minimum clearance with regard to overhead power lines and prescribed in regulation 15 of the Electrical Machinery Regulations No. R1593 of 12 August 1988. Permission must be obtained from the relevant supply authority before any advertising structure may be erected in a power line servitude.

ELECTRICAL REQUIREMENTS

21. All signs must use electricity supplied from the Municipality's mains and shall not be connected to such supply without written permission from the Municipality's relevant electricity supply department.
22. Every sign in connection with which electric current is used, shall be provided with suitable condensers to prevent interference with radio reception.
23. Each power cable and conduit contained electrical conductors in respect of a sign shall be so positioned and fixed so that it is safe, unseen, inaccessible and childproof and animal proof.

24. Every illuminated sign or sign in which electricity is used, must be provided with an external switch in an accessible position whereby the electricity supply to the sign may be switched off.

ILLUMINATION REQUIREMENTS

25. The Municipality may approve an illuminated sign, provided that the provisions of this By-Law are complied with and that such illumination does not constitute a road safety hazard or cause undue disturbance.
26. Signs may not be illuminated if no sign content is displayed.
27. Requirement for internal illumination:
- 27.1 Internally illuminated and electronic signs may only be displayed in areas of partial and minimum control.
- 27.2 Internal illumination or electrification of third party advertising signs is permitted only in respect of signs which are less than 2,1m². The size condition may be waived, up to a maximum size of 4,5m² in respect of third party advertising, upon receipt of an Environmental and Heritage Impact Assessment showing no detrimental impact to the environment or Heritage assets is envisaged.
- 27.3 Electronic signs may not have subliminal flashes.
- 27.4 Prior to erection, the Municipality may require a Traffic Impact Assessment indicating no detrimental impact on traffic is envisaged and in addition may require subsequent traffic monitoring of any internally illuminated signs.
28. Requirements for external illumination:
- 28.1 The light source emanating from floodlights shall not be visible to traffic travelling in either direction.
- 28.2 Floodlights shall only be positioned at the top of the sign.

TRAFFIC SAFETY REQUIREMENTS

29. Signs may not be erected at places where they are an unacceptable distraction for drivers or where drivers turn, negotiate curves or traffic merges, diverges or weaves.
30. Signs may not be erected where they could contribute to an unsafe traffic condition or within 50 metres from on and off ramps of public roads and traffic directional signs and gantries.
31. Signs may not be erected in an area where the traffic volume, the average following headway or accident history requires a higher than average degree of awareness from drivers.
32. Signs may not be attached to or obscure a road traffic sign or traffic signal specifically provided for in the South African Road Traffic Signs Manual and/or the South African Development Community Road Traffic Signs Manual.
33. Signs may not be erected within the road reserve of any public road unless specifically provided for in this By-Law.
34. When located at signalized traffic intersections, signs may not have the colours red or yellow or green as main colours and shall not obscure or interfere with any road traffic sign or traffic signal;
35. Signs may not be erected within 30 metres in front of any road traffic sign or traffic signal.
36. Electronic signs shall not be permitted within 50 metres of a signalised traffic intersection.
37. Flashing or running messages or variable transition messages that have a message change interval of greater than 0,3 seconds or have transition effects between message changes shall not be permitted if viewable from a public road.
38. Static display, simple transition signs at a signalized traffic intersection shall display a complete frame for an information cycle length of not less than 60 seconds.
39. Signs erected adjacent to a public road or in a railway reserve intended to advertise to mobility route traffic must be 200 metres apart from any other sign or road traffic sign, such distance measured parallel to the centre line of the roadway.
40. The Municipality may refuse any application or grant its approval subject to conditions relating to the erection and/or use of the sign and including a condition that the owner of any sign or billboard or the land or building on which it is erected or displayed, or both such owners and/or the person whose product and/or services are advertised, indemnify the Municipality against any consequences flowing from the erection, display or mere presence of such sign.

LEGAL REQUIREMENTS

41. All signs to be erected and/or displayed within the area of jurisdiction of the Municipality must, in addition to complying with this By-law, comply with all other applicable legislation, including any applicable Zoning Scheme Regulations.

F. APPROVAL

42. The Municipality may, at any time, withdraw an approval granted in terms of this By-Law or its predecessor or amend any condition or impose a further condition in respect of such approval, if a sign or advertising structure is in a state of disrepair, stands empty for more than 60 consecutive days, no longer complies with the any provision of this By-law or is substantially altered from the original application by way of structure or graphic content.
43. Should an approved sign not be erected within 12 months from the date of approval or within such other time as is specified in the approval, such approval shall lapse, unless extended in writing.

44. Any approval of third party advertising granted by the Municipality in terms of this By-Law, shall endure for a maximum period of 5 years, calculated from the date of approval, unless extended in writing prior to the expiry of the approval period. The Municipality must receive a written application for extension of the approval period at least six calendar months prior to the lapse of the approval period.
45. In the event that the structure supporting such sign is intentionally demolished before the expiry of the approval period, the approval shall lapse and no further sign or supporting structure may be erected or re-erected without the Municipality's prior approval in terms of this By-Law.
46. All decisions by the Municipality regarding applications made in terms of this By-Law shall be in writing and will be provided to Applicants within 90 days of date of submission of a complete application, alternatively, if so required by the Municipality, within 90 days of its receipt of any additional information and/or assessments provided to the Municipality.

G. APPEAL

47. Any persons whose rights are affected by a decision made in connection with this By-Law by the Municipality may appeal against that decision by giving written notice of the appeal and reasons to the Municipal Manager within 21 days of the date of the notification of the decision.
48. The Municipal Manager must promptly submit the appeal to the appropriate appeal authority mentioned in Section 50.
49. The appeal authority must consider the appeal, and confirm, vary or revoke the decision, but no such variation or revocation of a decision may detract from any rights that may have accrued as a result of the decision.
50. When the appeal is against a decision taken by:

- 50.1 a staff member other than the Municipal Manager, the Municipal Manager is the appeal authority;
- 50.2 the Municipal Manager, the executive committee or mayor is the appeal authority; or
- 50.3 a political structure or political office bearer, or a councillor, a committee of councillors, who were not involved in the decision and appointed by the municipal council for this purpose, is the appeal authority.

51. An appeal authority must commence with an appeal within six weeks after receipt of the appeal and decide the appeal within a reasonable period.

H. SUBJECT TO COMPLIANCE WITH THE CONDITIONS PERTAINING THERETO AND SET OUT HEREUNDER, COUNCIL'S APPROVAL IS NOT REQUIRED FOR THE FOLLOWING SIGNS

52. Subject to compliance with the conditions applicable to each sign type listed hereinbelow, if any other applicable legislation, or condition imposed by the Municipality, and in terms of any other legislation, no application for council approval is required in terms of this By-Law in respect of:

Development Boards

- 52.1 Development boards shall be removed forthwith when the building operations are complete or forthwith if the building operations are discontinued, or when the provisions of the services, the doing of the work, or the supply of the goods to which the sign relates has ceased;
- 52.2 The Municipality may order the removal of any such sign if the building operations have been substantially completed or discontinued or an Occupancy Certificate has been issued by the Municipality, or the provision of the services, the doing of the work or the supply of the goods to which it relates, has for all practical purposes ceased, and such signs shall thereupon be forthwith removed but no later than 5 days after the date of the order for removal thereof;
- 52.3 If the premises are to be used wholly or partly for residential purposes, not more than one such sign relating to any particular service, work or goods shall be displayed and such signs shall not together exceed 3m² in total area;
- 52.4 If the premises are not to be used wholly or partly for residential purposes, no more than two such signs relating to any particular service, work or goods shall be displayed and the aggregate area of both signs shall not exceed 5m² in total area, and if any deviations are proposed from the above exemption such deviations must be applied for in writing;
- 52.5 If the signage, whether on freestanding boards, hoardings or flexible building covering material, includes any other form of Third Party advertising, such sign must then comply with the provisions of Schedule 6 hereto and Municipal approval for the display thereof must first be obtained in terms of this By-Law.

To Let/For Sale Signs

53. Any sign not exceeding 400mm x 500mm in total area displayed at a premises upon which a new building is being erected and relating to accommodation being offered to let or purchase in the building, on condition that any such sign shall be removed within 60 days after the date upon which the accommodation to which it relates is capable of occupation;

On Premises Business Signs

54. Any unilluminated sign not projecting over a public road and not exceeding 0.2 m² in total area notifying only the types of trade, business, industry or profession lawfully conducted by any occupant or permanent resident of the premises to which it is attached, the name of such occupant, the type of activity, the address and telephone number of such premises and the hours of attendance (if any); provided that only one such sign per occupant may be displayed.

Window signs

55. Any signs which are temporarily or permanently painted on or attached to the window glass of a building used for commercial, office, industrial or entertainment purposes, or any other temporary or permanent sign which is displayed within 2m of any window or external opening through which it can be seen from outside such a building, on condition that no sign shall exceed 50% of the total window area in an area of minimum control.

Signs incorporated in the face of a building

56. Any sign forming an integral part of the fabric of a building but excluding a painted sign or a sign affixed in any manner to the building, on condition that no such sign shall exceed 0.2m² in total area.

Signs on Sports Field

57. Any sign erected around sports fields, to a maximum size of 2 x 1m, on condition that:
- 57.1 it faces inwards onto the field; and
 - 57.2 if visible from any public place, a public participation process has indicated that the persons affected by the proposed erection are not opposed to such erection.

Security Signs

58. Any security sign not projecting over a public road and not exceeding 0.2m² in total area indicating either that a security watch scheme is in operation or that a security company has been contracted to protect the premises on which the sign is displayed, on condition that:
- 58.1 only one such sign is displayed on any public road or each street frontage of such premises and;
 - 58.2 the said sign displays only the name, logo, address and telephone number of a security company contracted to protect the premises on which the sign is displayed.

Community and Sponsored Road Project Information Signs

59. Any community or sponsored road traffic information or interpretive signs not exceeding 4.5m² on condition that no more than 5% of the total surface area of the sign is used for third party advertising; and that the sign is not illuminated, and furthermore provided that only one such sign shall be permitted per erf.

Signs on Walls and Fences by the person who erected such wall or fence

60. Any sign that displays only the name, address and telephone number of the contractor who erected the wall or fence, up to a maximum of 0.2m², on condition that such sign is to be removed after three months of the completion of the wall or fence concerned. This is furthermore on the condition that only one such sign per street frontage area of any wall or fence is permitted.

Advertising on Flags

61. Advertising flags or flag poles shall only be displayed on flag poles, provided that no more than 3 flag poles of 3m each in total height, shall be permitted on any one property on which they are displayed.

Advertising on Vehicles

62. Advertising painted or affixed directly on the body of a motorized vehicle.

I. DISFIGUREMENT

63. No person shall destroy, harm, damage or disfigure the front or frontage of any street, wall, fence, land, rock, tree or other natural feature, or the front or frontage or roof of any building in any manner whatsoever during construction or through display of a sign. Furthermore, no person shall disfigure any approved sign legally displayed in terms of this By-law.

J. DAMAGE TO MUNICIPAL PROPERTY

64. No person shall, in the course of erecting or removing any sign, or banner, cause damage to any tree, electric standard or service or other municipal installation or property and street furniture.
65. Any person who damages municipal property shall be liable for the repair costs.

K. ENTRY AND INSPECTIONS

66. The Municipality shall be entitled, through its duly authorized officers, and following prior written notification to the owner or occupant of a property, to enter into and upon any premises, at a reasonable time for the purpose of carrying out any inspection necessary for the proper administration and enforcement of the provisions of this By-law.

L. OFFENCES

67. Any person who:
- 67.1 contravenes or fails to comply with any provision of this By-law;
 - 67.2 contravenes or fails to comply with any requirement set out in a notice issued and served to him or her in terms of this By-law;
 - 67.3 contravenes or fails to comply with any condition imposed in terms of this By-law;
 - 67.4 knowingly makes a false statement in respect of any application in terms of this By-law,
- shall be guilty of an offence and on conviction shall be liable to a fine or imprisonment as set out hereinbelow; and:
68. In the case of a continuing offence, to a fine, as set out hereinbelow, for every day during the continuation of such offence after a written notice has been issued by the Municipality requiring discontinuance of such offence; and

SCHEDULE "2"

BILLBOARDS

Subject to approval in terms of this By-Law, the erection and/or display of Billboards is permitted only in areas of minimum control. In addition Billboards shall:

1. If the proposed erf where the billboard is to be erected borders on a mobility route and furthermore if the buildings on that erf are more than 50m from the road reserve line, the billboard may not be placed less than 50m from the road reserve line thus some distance to be calculated at 90° to the nearest point of the road reserve. This distance may be waived if the buildings on the erf are less than 50m from the road reserve upon receipt of an Environmental Impact Assessment and Traffic Impact Assessment indicating no detrimental impact. If the proposed site of erection or a billboard has been designated as a gateway then no billboards will be permitted within such gateway.
2. Comply with the standard conditions for approval set out in this By-Law.
3. Not encroach over the boundary line of the property on which it is erected, whether such encroachment is aerial or on ground level.
4. Have a minimum clearance height of 2.4m and a sign structure which does not exceed a maximum height of 7.5m above natural ground level, except where road cuttings have been done, in which case the sign may not exceed a maximum height of 9m above natural ground level.
5. Not exceed a maximum total size of 36m².
6. Be displayed between the angles of 90° and 60° to the direction of oncoming traffic.
7. Be spaced at least 200m apart when in view of each other.
8. Only be externally illuminated with floodlights positioned at the top of the sign.
9. If located at signalized traffic intersections: not be erected or displayed within 30m of the road reserve boundary if unilluminated; and within 80m of the road reserve boundary if illuminated;

SCHEDULE "3"**LOCALITY BOUND FREESTANDING SIGNS**

Subject to approval in terms of this By-Law, the erection and/or display of Locality Bound Freestanding signs is permitted only in Urban areas of maximum, partial and minimum control. In addition:

1. Locality bound freestanding signs shall only be permitted in the following instances:
 - 1.1 Where business premises are set back 15m or more from the boundary of the road reserve; or
 - 1.2 Where it is not reasonably possible to affix appropriate signs to a building; or
 - 1.3 Where such a sign is necessary to allow the public to locate the entrance to business premises; or
 - 1.4 Where the existence of a freestanding composite sign may prevent the proliferation of signs.
2. Freestanding signs may not exceed 4.5m² in total area and may not exceed a maximum clear height of 2,4m.
3. Freestanding signs shall not exceed 5m in overall height in areas of maximum and partial control, and 7m in areas of minimum control.
4. Service Station free standing signs must be locality-bound and may only be erected or displayed at service stations adjacent to and directly accessible from the public road at which such a sign is directed.
5. Only one Service Station free standing facility sign per erf shall be permitted, unless the prior written approval of the Municipality has been obtained to erect more than one such sign on any one erf.

SCHEDULE "4"**FLAT SIGNS**

Subject to approval in terms of this By-Law, the erection and/or display of flat signs is permitted only in Urban areas of maximum, partial or minimum control. In addition, flat signs shall:

1. Not extend more than 250mm beyond the surface to which these are affixed.
2. Not exceed 54m² in total area and may not exceed one-quarter of the overall area of the surface to which they are affixed or painted whichever is the lesser. This size restriction may be waived on condition that:
 - 2.1 An Environmental Impact Assessment is submitted to the Municipality indicating no detrimental environmental impact is envisaged; and
 - 2.2 If it is proposed to erect a flat sign in a conservation area, a Heritage Impact Assessment is submitted indicating no detrimental impact in respect of Heritage resources is envisaged,
 - 2.3 The graphics which are proposed for the said sign will be fixed for the period of display of the sign.
3. If to be affixed onto a public facade of a building, the sign must be so designed as to become an integral part of the building; and
4. If containing third party advertising, only be permitted on common boundary facades.
5. If to be fixed onto public facades, is locality bound; but:
 - 5.1 both locality bound flat signs and third party flat signs may be considered for approval on blank common boundary facades of non-residential buildings;
6. Only display graphics designed and created by a suitably qualified creative consultant.

SCHEDULE "5"**SKY SIGNS**

Subject to approval in terms of this By-Law, the erection and/or display of sky signs is permitted only in areas of minimum control. In addition:

1. Sky signs shall:
 - 1.1 be limited to a maximum total size of 4.5m^2 , provided that this size requirement may be waived up to a maximum of 18m^2 upon receipt of an Environmental Impact Assessment indicating no detrimental environmental impact is envisaged.
 - 1.2 not project above a main wall of a host building so as to extend beyond the roof of such a building in any direction.
 - 1.3 not obstruct the view from any other building.
2. Sky signs along the top edge of the roof of cultural, historic or architecturally significant buildings will only be permitted if they are locality bound, unilluminated and consist of individual cut-out letters or logos.

SCHEDULE "6"**ROOF SIGNS**

Subject to approval in terms of this By-Law, the erection and/or display of Roof signs is permitted only in all Urban areas of control. In addition:

1. The total area of any roof sign affixed flush onto or painted onto a roof of a building shall not exceed one-quarter of the overall area of the roof to which it is affixed or painted.
2. When attached to the bottom edge of a roof or vertically midway on the roof of a building, such sign may not exceed 1m in height and its total area may not exceed 25% of the area to which it is affixed.
3. It shall be permissible to affix a roof sign along the edge of a roof of a building, if such sign is composed of a single line of individual, unilluminated cut-out letters, without visible bracing or support but shall not be erected along more than two edges of such roof and shall not exceed 3.6m² in total area (6 x 0.6m); with a maximum height of 1m.

SCHEDULE "7"**SIGNS ON A VERANDAH, BALCONY, CANOPY, SUPPORTING COLUMNS, PILLARS AND POSTS**

Subject to approval in terms of this By-Law, the erection and/or display of signs on a verandah, balcony, canopy, supporting columns pillars and posts may be permitted in all areas of control on condition that they also comply with the following conditions:

1. No such signs will be allowed on or over architectural features of buildings.
2. Such signs may be affixed flat onto or painted on a parapet wall, balustrade or railing of a verandah or balcony, and beam or fascia of a verandah or balcony. In the aforementioned circumstances, the sign may not exceed 1m in height or project above or below or beyond either end of the surface to which it is affixed, or project more than 250 mm in front of the surface to which it is affixed or project over a roadway or within 0,6m of the edge of a roadway.
3. Such signs may be affixed flat onto or painted on supporting columns, pillars and posts. In this regard, no sign may project more than 50mm in from of the surface to which it is affixed and shall not extend beyond any of the extremities of such column, pillar or post. Signs affixed flat onto non-rectangular supporting structures shall be curved to fit the form of such structure. Only one sign shall be allowed per column, pillar and post.
4. Such signs suspended below the roof of a verandah, canopy or the floor of a balcony shall not exceed 1.8 m in length or 600 mm in height. Every such sign shall be at right angles to the building line. No signs suspended under a canopy shall extend beyond the external edge of the canopy or verandah to which it is attached.
5. Such signs on the roof of a verandah, canopy or balcony, excluding the main roof of a building, shall be composed of a single line of freestanding, individual, cut-out silhouette letters without visible bracing or other visible means of support and shall not be erected along more than two edges of such roof of a verandah or balcony.

SCHEDULE "8"**SIGNS ON BOUNDARY WALLS AND FENCES AND ON CONSTRUCTION SITE HOARDINGS**

Subject to approval in terms of this By-Law, the erection and/or display of signs on boundary walls and fences and construction site hoardings is permitted only in Urban areas of maximum, minimum or partial control and in addition:

1. In urban areas of maximum and partial control, the Municipality may approve an application to affix a locality bound sign against a boundary wall only if the sign is indented into the wall or composed of individual, unilluminated cut-out letters or symbols fixed flat on such wall not projecting more than 50mm from the face of such wall.
2. In areas of minimum control, the Municipality may approve an application to affix a locality bound sign flat onto a boundary wall only if it does not project more than 50mm from the face of such wall.
3. In areas of minimum control, the Municipality may approve an application to affix a locality bound flat sign with a maximum size of 0,5m² onto the permanent fence of an erf.
4. Advertising on construction site hoardings and fences shall comply with the following conditions:
 - (i) Any one sign shall not exceed a vertical dimension of 3m and total area of 18m².
 - (ii) Any such sign shall not project more than 100mm in front of the hoarding or fence to which it is affixed.
 - (iii) There will be no illumination thereof in areas of maximum and partial control.
 - (iv) There will be no advertising on construction site hoardings and fences within the cone of vision of motorists at signalised traffic intersections.

SCHEDULE "9"**THREE DIMENSIONAL SIGNS****("3D SIGNS")**

Subject to approval in terms of this By-Law, the erection and/or display of 3D signs is permitted only in Urban areas of partial or minimum control. In addition:

1. 3D-signs may only be attached to walls and roofs of buildings.
2. 3D-signs may have a maximum height of 1,5m and a diameter (if applicable) of 1m in areas of urban partial control and a maximum height of 2m and a diameter (if applicable) of 1,3m in areas of urban minimum control.
3. The height of any freestanding 3D-sign above ground level shall not exceed 3m in areas of partial control and 4m in areas of minimum control.
4. No part of a 3D-sign shall obstruct the view from any window or any other external opening of any building.
5. Only one 3D-sign per erf shall be permitted.

SCHEDULE "10"
HEADLINE POSTERS

Subject to approval in terms of this By-Law, the erection and/or display of headline posters is permitted in all areas except natural and rural areas of maximum control. In addition:

1. Headline posters may not exceed 0.9m x 0.6m in area.
2. The commercial content of the poster may not exceed 20% of the area of the poster nor may such commercial lettering be larger than the main lettering in the remainder of the poster.
3. The posters may to be attached to Municipal electric light poles only where available and only pasted posters may be affixed to designated structures which are approved by the Municipality for the express purposes of pasting posters. They are not to be affixed to traffic signal poles, or other poles which carry road traffic signs, poles erected for any other purpose, or any other street furniture, wall, fences, trees, rocks or other natural features.
4. Headline posters may not be pasted on municipal electric light poles but are to be mounted on board and affixed securely with stout string or plastic ties unless a permanent frame has been approved for this purpose.
5. Only 2 headline posters per pole, regardless of which newspaper group it is, will be permitted.
6. The number of posters as well as the designated areas for the display of headline posters as submitted by each newspaper group must be strictly adhered to.
7. All "special events" posters are to comply with the following:
 - 7.1 The name of the newspaper group, the "special event" and the date of the "special event" must appear on the posters in letters not less than 50mm in height.
 - 7.2 The special event posters may not be displayed more than 7 days before the dated of the event and they must be removed within 24 hours after the date of the event shown on the poster.
8. Headline posters and ties are to be removed on a daily basis failing which the posters will be removed, at the newspaper groups' expense, in accordance with the standard charges for removal of posters.
9. The Municipality may recover the costs in and as a result of the removal of unauthorised posters, and the reinstatement of the surface from which such posters were removed, from the person/s responsible for the display of such posters or the newspaper group concerned. These costs will be reviewed annually in terms of the annual Schedule of Tariffs.
10. The Municipality or its agent shall remove any poster displayed in contravention of the abovementioned conditions.
11. Any poster not removed on a daily basis or a poster relating to a "special event" by due date referred to in Paragraph 7.2 shall be removed by the Municipality or its agent.
12. The display of unauthorised posters is illegal and the Municipality or its agent will also remove such posters.
13. The Municipality will determine the costs involved for the removal of unauthorised posters by the Municipality from time to time.
14. Application must be made on an annual basis by each newspaper group for permission to display such signs subject to an annual fee per newspaper group / per annum or part thereof.
15. A deposit per newspaper must be paid annually against which a charge for the removal of any sign which contravenes the By-Law will be levied. In the event of the above deposit being exhausted, permission to display such signage is to be withdrawn until a further deposit is submitted to the Municipality.
16. Fees may be updated annually by the Municipality and in accordance with a published schedule or tariffs and charges.

SCHEDULE "11"**ADVERTISING ON BANNERS, FLAGS AND BALLOONS**

Subject to approval in terms of this By-Law, the erection and/or display of banners, flags or balloons is permitted in all areas except natural and rural areas of maximum control. In addition:

1. Locality bound advertising banners and balloons shall comply with the Municipality's standard conditions relating to the display of banners as set out hereinbelow.
2. Approval for third party advertising on banners and balloons shall only be granted for a function or event conducted for religious, educational, social welfare, animal welfare, sporting, civic or cultural purposes or to a function or event relating to a Municipal, Provincial or Parliamentary election or referendum. The display of such banners shall comply with the Municipality's standard conditions relating to the display of banners as set out hereinbelow.
3. The display of banners is prohibited on any bridge or across any public road, and along any road designated by the Municipality from time to time, unless specific consent has been obtained from the Municipality.
4. Banners may not be attached so as to interfere with or constitute a danger to passing pedestrians or vehicular traffic.
5. No banner shall be larger than 3m² except with the prior written approval of the Municipality.
6. No banner may be displayed within 30m of any road traffic sign or traffic signal.
7. Banners are not to be affixed to trees, traffic signal poles or other poles which carry road traffic signs, rock, other natural features, street furniture or other Municipal property.
8. Banners may not be affixed in such a way that they unfairly prejudice other businesses/organisations or obscure any approved existing signs.
9. Locality bound banners may only be affixed to the premises concerned.
10. Only one first party advertising banner per premises will be permitted unless the Municipality's written permission is obtained for more than one banner and the applicant is to submit in writing the time frame required for the erection of such banner, which time frame shall not exceed 10 days, unless the Municipality has specified, in its approval, that a longer period has been granted.

SCHEDULE "12"

POSTERS

Subject to approval in terms of this By-Law, the erection and/or display of posters is permitted in all areas except natural and rural areas of maximum control. In addition:

1. All posters must be presented to the Municipality in order to be date stamped, with the date upon which the poster is to be removed. This stamp must appear prominently on the front of the poster.
2. The name of the organisation, the date of the function and the venue must appear on the posters in letters not less than 50mm in height.
3. No more than an aggregate of 1000 posters per function or group of related functions occurring per calendar month, or event may be displayed (except election posters) in a designated area.
4. The posters may not exceed 0,9 x 0,6m in area.
5. The commercial content of the poster may not exceed 20% of the area of the poster nor may such commercial lettering be larger than the main lettering in the remainder of the poster.
6. Posters are to be attached to Municipal electricity light poles where available and only pasted posters may be affixed to designated structures which are approved by the Municipality for the express purpose of pasting posters. They are not to be affixed to traffic signal poles, or other poles which carry road traffic signs, poles erected for any other purpose, or any other street furniture, walls, fences, trees, rocks or other natural features.
7. Posters may not be pasted on municipal electric light poles but are to be mounted on board and affixed securely with stout string or plastic ties unless a permanent frame has been approved for this purpose. (No securing material with a metal content is permitted).
8. Only one poster per function or event per body may be displayed singly on a pole.
9. No poster may be displayed within 30m of any road traffic sign or traffic signal.
10. The posters may not be displayed more than 7 days before the date of the function. They must be removed by the date on the stamp referred to in clause 1 hereinabove, and must be returned to the Municipality within 4 days of the date stamped on the poster, *in order to qualify for a refund of the deposit.*
11. The display of posters is prohibited on any bridge and the Municipality may designate other areas where the display of posters will not be permitted.
12. The Municipality may recover the costs in and as a result of the removal of unauthorised posters, and the reinstatement of the surface from which such posters were removed, from the person/s responsible for the display of such posters. These costs will be reviewed from time to time.
13. The Municipality or its agent shall remove any poster displayed in contravention of the abovementioned conditions.
14. Any poster not removed by the date referred to in 10 shall be removed by the Municipality.
15. The display of unauthorised posters is illegal and such posters will also be removed by the Municipality or its agent.
16. Charges for display of posters:
 - 16.1 A deposit shall be paid per poster and a non-refundable charge shall be paid per poster to permit the display of posters and such fees will be as per a published schedule of tariffs and charges.
 - 16.2 The display of posters purely for commercial advertising for commercial bodies for profit is not permitted.

SCHEDULE "13"**ESTATE AGENT SIGNS**

Subject to approval in terms of this By-Law, the erection and/or display of estate agent signs is permitted in all areas except natural areas of maximum control. In addition:

1. Estate Agent signs may only be displayed from 12h00 on Saturday to 20h00 on Sunday.
2. Estate Agent signs are to be attached only to municipal electric light poles where available and only with stout string or plastic ties. No securing material with metal content shall be permitted. Signs may not be affixed to trees, traffic signal poles or other poles which carry road traffic signs, walls, fences, rocks, other natural features, street furniture or other Municipal property.
3. Where no municipal light poles are available, signs may be displayed on stakes making use of a design approved by the Municipality. Estate Agent signs may not be displayed on concrete, premix or paved surfaces. It is not permissible for stakes to penetrate the ground deeper than 15cm.
4. Estate agent signs may not exceed 0,3m² in total area.
5. Not more than six estate agent signs will be permitted in total per showhouse, showplot or block of flats in which a showflat is on display. The definition of one sign shall include the display of two signboards only when such boards are sandwiched back to back around and electric light pole.
6. Only one sign per agency per pole may be displayed.
7. On each sign, the wording "Showhouse, Showflat or Showplot" with the Agency's name and directional arrow must be displayed.
8. Estate agent signs may not be displayed along Scenic Drives and mobility routes, or on any bridge, public parks and public open spaces.
9. Only one sign per Showhouse/flat/plot may be displayed along any Proclaimed Main Road.
10. No such sign shall be placed in such a position as to obscure any road traffic sign.
11. Application by each estate agency on an annual basis must be made for permission to display such signs subject to an annual published fee per Branch /per annum.
12. A deposit shall be paid per agency against which a charge for the removal of any sign which contravenes the By-Law will be levied. In the event of the above deposit being exhausted, permission to display such signage will be withdrawn until a further deposit is paid to the Municipality.
13. Fees may be updated annually by the Municipality and in accordance with a published schedule or tariffs and charges.

SCHEDULE "14"

LOOSE PORTABLE SIGNS

Subject to approval in terms of this By-law, the erection and/or display of loose portable signs is permitted in all areas except natural and rural areas of maximum control. In addition:

1. Loose portable signs placed in the Road Reserve or in Public Open Space without the written permission of the Municipality are not permitted in terms of the By-Law.
2. The Municipality may summarily remove those loose portable signs placed without the Municipality's permission in the Road Reserve or Municipality-owned property. The Municipality will impound these signs. Owners can recover their property on payment of R100-00 to the Municipality which will be used to defray the cost of removal, storage and transportation.
3. The Municipality will consider applications to permit the placement, within the Road Reserve or on Municipality owned property of certain loose portable signs which comply with the following requirements:
 - 3.1 The loose portable sign does not pose a hazard in terms of safety to the public and is, in this regard, of appropriate structure and size.
 - 3.2 The loose portable sign does not obstruct or inconvenience the public either by its physical nature or location.
 - 3.3 The loose portable sign does not unfairly prejudice other traders.
 - 3.4 The loose portable sign, or proposed number thereof does not detract from the amenity of the local streetscape or local environment.
 - 3.5 The loose portable sign is solely to advertise goods or services for sale from the advertiser's premises.
 - 3.6 The maximum dimensions of the proposed loose portable sign shall be 1,20m (height) x 0,6m (width).
 - 3.7 The loose portable sign shall be placed directly in front of the advertisers' premises, provided that the above criteria are met.
4. Approved loose portable signs will be allocated to a demarcated area within the Road Reserve or on municipal property where, during normal trading hours, applicants may then place the approved loose portable sign. The said loose portable sign must be removed outside normal trading hours and stored away from public view.
5. The demarcated area for displaying the loose portable signs, will be leased to an applicant at a rate to be set by the Municipality and published in accordance with a Schedule of tariffs and charges to be updated annually by the Municipality, payable in advance for a maximum period of six months.
6. Applicants will be required to indemnify the Municipality against any claims for third parties that may arise, due to the placement of loose portable signs within the Road Reserve or on municipal property and shall take out third party insurance.
7. Notwithstanding the above the Municipality may cause the removal or impoundment of the Loose Portable sign/s should the applicant contravene any of the above conditions.
8. The fees set out herein may be updated annually by the Municipality and in accordance with a published schedule of tariffs and charges.

SCHEDULE "15"**AERIAL SIGNS**

Subject to approval in terms of this By-Law, the erection and/or display of aerial signs is permitted only in urban areas of partial or minimum control. In addition:

1. No aerial signs affixed to any building or structure shall be flown at a height of more than 45m from the surface measured from ground level.
2. Aerial signs must not be flown above a public road.

PROJECTING SIGNS

Subject to approval in terms of this By-Law, the erection and/or display of projecting signs is permitted in all areas of control. In addition:

1. No part of any projecting sign is allowed within 0,6m of the edge of a roadway nor shall it extend to within 0,6m of the edge of a roadway.
2. No projecting sign shall project in front of a wall more than 1,5m in the case of a sign which has a clear height more than 7.5m; or more than 1m in the case of any other such sign.
3. Any sign projecting over a footway shall be not less than 2.4 m in clear height.

SCHEDULE "16"**TRANSIT ADVERTISING**

Subject to approval in terms of this By-Law, the erection and/or display of transit advertising signs is permitted only in urban areas of partial or minimum control. In addition:

1. The parking of a transit advertising sign which is visible from a street or a public place for the purpose of third-party advertising is prohibited, except if it is displayed on a designated display site approved in terms of this by-law.
2. Transit advertising signs parked on private property for the purposes of storage shall be positioned in such a manner as not to be visible from a street or public place.
3. The advertising panel or portion of the vehicle used for transit advertising shall not exceed a cumulative total of 6m².
4. The Municipality may designate sites for transit advertising and shall publish such sites from time to time.
5. Notwithstanding any provisions of this By-law, the Municipality or its authorised agent may without prior notice carry out the removal of any unauthorized transit advertising sign from Municipal property, and, in the case of unauthorized transit advertising on private property, the Municipality or its authorized agent may serve a notice calling for removal in terms of this By-law.

SCHEDULE "17"**SIGNS TO BE ERECTED BY NON-PROFIT BODIES****("Non-profit Sign")**

Notwithstanding the area of control within which it is proposed to erect a non-profit sign and subject to compliance with all other provisions of the By-Law, including Sections 1 to 50 thereof, the Municipality may consider a non-profit sign for approval on condition that:

1. Written details from the host non-profit body regarding the nature and extent of support to be received from the sign owner for the erection of the sign, must be submitted to the Municipality, together with plans of the sign which comply with the requirements pertaining thereto in Section 2 of this By-law;
2. Signs with a political content will not be permitted;
3. The maximum size of any such sign is 6m x 3m excluding the name of the beneficiary, provided in the event of a V-shaped sign being proposed, its maximum size will not exceed two panels of 6m x 3m each;
4. Applications for billboards to be erected in terms of this section must comply with the requirements as set out in Schedule 2.
5. No sign erected in terms of this clause shall be located within 5 m of a property's boundary lines.
6. The name of the beneficiary identified in Subsection 1 hereinabove must be displayed prominently along the top width of the sign with a maximum 300mm lettering height.
7. If requested, the applicant shall provide an indemnity to the Municipality against any damages, including legal costs that may be claimed or ordered against the Municipality as a result of erection, display and/or construction of such a sign.
8. A public participation process has been held with all parties to be affected by the erection and/or display of such sign.

NOTICE OF THE
CANCELLATION OF
THE 2000 ELECTIONS