

LOCAL AUTHORITY NOTICES PLAASLIKE BESTTURSKENNISGEWINGS

LOCAL AUTHORITY NOTICE 1326

MOGALE CITY LOCAL MUNICIPALITY

BY-LAWS FOR THE CONTROL OF SIGNS AND ADVERTISING HOARDINGS

Notice is hereby given in terms of section 7(2)(a) of the Rationalisation of Local Government Affairs Act No 10 of 1998 that the Mogale City Local Municipality publishes the by-laws set forth hereinafter, drafted by the Mogale City Local Municipality in terms of section 7(1) of the aforesaid Act.

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Notice: 36/2002

1. DEFINITIONS

In these By-laws, unless the context otherwise indicates:

- (i) "Advertisement" means any representation of a word, name, letter, figure or object or abbreviation of a word or name, or any sign or symbol; or any light which is not intended solely for illumination or as a warning against any danger, which is visible from any street or public place.
- (ii) "Advertising hoarding" means a screen, fence, wall or other structure in a fixed position to be used, or intended to be used, for the purpose of posting, displaying or exhibiting any advertisement.
- (iii) "Advertising" structure means any physical structure built to display advertising.
- (iv) "Aerial sign" means any sign attached to a kite, balloon, or similar device whereby it is suspended in the air over any part of Krugersdorp.
- (v) "Affix" includes to paint onto, and "affixed" shall have a corresponding meaning.
- (vi) "Animation" means special treatment such as moving units, flashing lights, etc. used to gain attention and awareness and is more commonly used in rotating permanent or spectacular size sites.
- (vii) "Approved" means approved by the Council and "approval" has a corresponding meaning.
- (viii) "Approved body" means any body which has signed an undertaking with Council as contained in schedule II.
- (ix) "Arcade" means a covered pedestrian thoroughfare which does not vest in the Council, whether or not located at ground level passing wholly or partly through a building and to which the public normally has regular and unrestricted access.
- (x) "Back light units" (backlit) means advertising structures which house illumination in a box to throw light through translucent advertising printed on plastic or heavy duty paper for a higher visibility and extended night viewing.
- (xi) "Banner" means any banner or flag with a token, motto, advertisement or any wording affixed thereupon with the purpose to introduce something, which banner or flag can be unfurled, spread, fixed or worn.
- (xii) "Billboard" means a large free-standing structure used or intended to be used for the purpose of posting, displaying or exhibiting any advertisement.
- (xiii) "Building" means any structure whatsoever with or without walls, having a roof or canopy and a normal means of ingress or egress thereunder, covering an area in excess of 4.6 m² and having an internal height of more than 1 650mm.
- (xiv) "Bus shelter display" means a poster positioned as an integral part of a freestanding covered structure at a bus stop.
- (xv) "Canopy" means a structure in the nature of a roof projecting from the facade of a building and cantilevered from that building or anchored otherwise than by columns or posts.

- (xvi) "Charge" means the appropriate charge determined by the Council and the Tariff of Charges annexed to the By-laws.
- (xvii) "Clear height" means the vertical distance between the lowest edge of a sign and the level of the ground, footway or roadway immediately below such sign.
- (xviii) "Copy" means the complete advertising message to be displayed on the advertising structure.
- (xix) "Composite" sign means a sign linked to a standardized background of a specific size similar to a post board on which logos or other tourist-related information can be attached.
- (xx) "Council" means Mogale City Local Municipality, established in terms of Proclamation 21 of 1 November 1994, as amended and includes the Executive Committee of that Council, or any officer, agent or agency employed by the Council, acting by virtue of any power vested in the Council in connection with these by-laws and delegated to him/her/it.
- (xxi) "Cut-out/embellishment/add-on" means a letter, package, figure or mechanical device attached to the face of an outdoor sign which extend three dimensionally or otherwise beyond the rectangular area for greater attention value.
- (xxii) "Depth of a sign" means the vertical distance between the uppermost and lowest edges of the sign.
- (xxiii) "Directional sign" means a sign indicating the direction to a place, undertaking or activity for the purpose of advertising or directing public attention as contemplated in the definition of "advertisement".
- (xxiv) "Display of a sign" shall include the erection of any structure if such structure is intended solely or primarily for the support of such sign.
- (xxv) "Display period" means the exposure time during which the individual advertising message is on display.
- (xxvi) "Election" means either Parliamentary or Provincial or Local elections and by-elections held from time to time.
- (xxvii) "Flat sign" means any sign which is affixed to or painted directly on a main wall and which at no point, projects more than 250mm in front of the surface of that wall.
- (xxviii) "Free standing sign" means a sign mounted on a tripod or similar device which remains upright on its own accord, not attached to any building or structure and has its own support.
- (xxix) "Ground sign" means any sign detached from a building.
- (xxx) "Illuminated sign" means a sign, the continuous or intermittent functioning of which depends upon it being illuminated.
- (xxxi) "Inflatable sign" means any hoarding erected and maintained by means of air used for the purpose of posting and displaying any advertisement.
- (xxxii) "Information on a sign" means a syllable, an initial, a symbol or logo, an abbreviation, a group of numbers (e.g. a telephone number); a broken plane (i.e. more than one geometric shape or background area) and a graphic feature.

- (xxxiii) "Main wall of a building" means any external wall of such building, but shall not include a parapet wall, balustrade or railing of a verandah or a balcony.
- (xxxiv) "Movable temporary 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.
- (xxv) "Poster" means any notice or placard announcing or attracting public attention to any meeting, event, function, activity or undertaking or to the candidature of any person nominated for election to parliament, provincial and/or local government or any similar body or committee of such a body or to a referendum.
- (xxvi) "Promotion" means the first public introduction of a product or business with the sole purpose to inform the public of its existence.
- (xxvii) "Projected sign" means a sign whether stationary or actuated, attached to or protruding from the facade of a building.
- (xxviii) "Public place" means and shall include any road, street, thoroughfare, bridge, subway, foot pavement, footpath, sidewalk, lane, square, open space, garden, park or enclosed space which vests in the Council or any area which is in the undisturbed use of the public or which the public have the right to use.
- (xxix) "Public road" means any road, street or thoroughfare or place usually used by the public or to which the public has a right of admission.
- (xi) "Pylon sign" means any sign whether stationary or actuated, displayed on or forming an integral part of a pylon or mast or similar structure other than a building or advertising hoarding.
- (xli) "Residential purposes" means the use of a building or portion thereof as a dwelling house, and/or two or more dwelling units, and/or hostel, a boarding house and/or a residential club.
- (xlii) "Road traffic sign" means any road traffic sign as defined in Section 1 of the Road Traffic Ordinance, 1966 (Ordinance 21 of 1966), as amended or any amendment to or replacement of such ordinance.
- (xliii) "Rotating sign" means a sign which rotates about any axis.
- (xliv) "Running light sign" means a sign or portion of a sign in the form of an illuminated strip, the illumination of which varies periodically in such a way as to convey the impression of a pattern of lights moving steadily along such strip.
- (xlv) "Sign" means any advertisement and any object, structure or device which is in itself an advertisement, in or in view of any public road, or which is used to display an advertisement.
- (xlii) "Sky sign" means any sign erected or placed on or above any roof, parapet wall or the eaves of a building, but does not include a sign painted on a roof of a building.
- (xlvii) "Spectacular sign" (industry term) means a giant, modern, illuminated advertising billboard.

- (xlviii) "Street" means and shall include any street, road or thoroughfare shown on the general plan of a township, or a township to be proclaimed within the area of jurisdiction of the Council agricultural holding or any other division of land or in respect of which the public have acquired a prescriptive or other right of way and which vests in the Council.
- (xlix) "Tariffs of Charges" means the charges annexed to these By-laws.
- (i) "Temporary advertisements" means a sign and advertisement which are usually displayed to publicize a forthcoming event or to advertise a short term use of the advertisement site.
- (ii) "Temporary sign" means a sign not permanently fixed and not intend to remain fixed in one position.
- (iii) "Town Planning Scheme" means the Krugersdorp Town Planning Scheme, 1980, as amended or any replacement thereof.
- (liii) "Transit advertising" means all advertising on normally moving vehicles including a taxi, trailer, tram, vessel etc.
- (liv) "Tri-vision" means a display embellishment which, through use of a triangular louvre construction, permits the display of three different copy messages in a predetermined sequence.
- (lv) "Verandah" means a structure in the nature of a roof attached to or projecting from the façade of a building and supported along its free edge by columns or posts.
- (lvi) "Window sign" means a sign which is permanently painted on, or attached to the window glazing of a building.

2. APPLICATION FOR COUNCIL'S APPROVAL OF SIGNS AND ADVERTISING HOARDING - Terms

- (1) (a) No person shall display or erect any sign or advertising hoarding or use any sign or advertising hoarding or use any structure or device as a sign or advertising hoarding without first having obtained the written approval of the Council, provided that the provisions of this section shall not apply to a sign contemplated in Sections 4(1) or 25(1).

- (b) (i) An estate agent who wishes to display temporary signs relating to the letting of, sale of, or show house or sold property shall be so registered on application after due compliance with the following provisions:
 - (ii) Payment of the annual permit fee as provided for the tariff of charges in Schedule I
 - (iii) Signing a letter of undertaking contained in Schedule II of these by-laws
- (c) (i) An estate agent registered in terms of Section 2 (1)(b) shall be deemed to have contravened the provision of these by-laws as contemplated in terms of Section 40 hereunder if he does not comply with the conditions contained in the letter of undertaking
 - (ii) A registered estate agent who is deemed to have contravened the provisions of the by-laws and who has contravened the conditions in the letter of undertaking under Schedule A shall be liable to a penalty in terms of Section 4(2)(b) of the tariff of charges
 - (iii) Any estate agent who is registered in terms of 2(1)(b) and is deemed to have contravened the provisions of Section 40 and Schedule II shall automatically be de-

registered

(iv) An estate agent de-registered in terms of 2(1)(b)(iii) may re-apply for registration subject to the provisions of Section 2(b)(i)

(d) Any private seller who wishes to display temporary sign(s) displaying the letting of, sale of, show house or sold property shall do so on application to the Council and upon compliance with the following:-

(i) Signing a letter of undertaking in Schedule II

(ii) Payment of subscription fees as contemplated in 2 of the tariff structure

2. No sign displayed with the approval of the Council shall in any way be altered, moved, re-erected nor shall any alterations be made to the electrical wiring system of such sign, except for the purpose of renovating or maintenance, without the further approval of the Council required in terms of Section 2(1).

3. An application in terms of Section 2(1) shall be accompanied by the required application fee as set out in the Tariffs of Charges and shall be signed by the owner of the proposed sign or advertising hoarding and by the registered owner of the land or building on which the sign or advertising hoarding is to be erected or displayed, or on behalf of the owner of the land or building by his agent authorized in writing by such owner and shall further be accompanied by:

(a) a locality plan of the proposed site;

(b) a block plan of the site on which the sign or advertising hoarding is to be erected or displayed, drawn to scale of not less than 1:500 showing every building on the site and the position with dimensions of the sign or advertising hoarding in relation to the boundaries of the site;

(c) elevations to a scale of not less than 1:100 showing the position of the proposed sign or advertising hoarding and its relationship to any architectural features, natural features and to any existing sign or advertising hoarding;

(d) a specification and fully detailed drawings of such signs to a scale not less than 1:20, clearly indicating:

(i) the dimensions and weight of the sign;

(ii) the location, position on the building or other supporting structure, details of the supporting framework and the method to affix the sign to the ground or other suitable object;

(iii) where applicable, the number of lights, type of lighting and all other detail relevant thereto;

(iv) the name and address of the contractor manufacturing and/or erecting the sign;

whether the sign is to be temporary or permanent.

(v)

(e) a colored artist impression and/or photograph of not less than 200mm x 250mm with the proposed sign or advertising hoarding superimposed thereon to scale.

Every such plan and drawing shall be clearly reproduced on sepia or other approved material in sheet form not less than A3 size (420mm x 297mm).

4. If a sign is to be attached to or displayed on the facade of a building, the Council 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 position of every existing sign on the building drawn to scale of not less than 1:100, or the Council may require a colored artist's photograph 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.
5. The Council may require the submission of additional drawings, calculations and other information and a certificate by a person defined in Section 1 of the Engineering Profession of South Africa Act (Act No. 114 of 1990) as amended as a certified engineer, engineering technician, professional engineer or professional technologist (engineer), in each case giving details to the Council's satisfaction, to enable it to establish the adequacy of the proposed means of securing, fixing or supporting any sign, advertising hoarding or screen referred to in Section 17, to resist all loads and forces to which the sign, hoarding or screen may be exposed and the sufficiency of the margin of safety against failure, in compliance with the provisions of Regulation B1 of the National Building Regulations published under Government Gazette No. 9613, dated 1 March 1985, as amended.
6. In considering an application in terms of Section 2(3), the Council may, in addition to any other relevant factors, have due regard to the following:
 - (a) That no sign or advertising hoarding should be so designed or displayed that:
 - (i) it will be detrimental to the environment or to the amenity of the neighborhood by reason of size, intensity or illumination, quality or design or materials or for any other reason;
 - (ii) it will constitute a danger to any person or property;
 - (iii) it will display any material which is indecent, suggestive or indecency, prejudicial to public morals or objectionable; or
 - (iv) it will obliterate other signs, natural features, architectural features or visual lines of historical interest;
 - (v) it will in the opinion of the Council be unsightly or detrimentally impact upon a sound architectural design;
 - (vi) it will in any way impair the visibility of any road traffic sign or the safety of motorists or pedestrians.
 - (b) The size and location of a proposed sign or advertising hoarding and its alignment in relation to any existing sign or advertising hoarding on the same building or erf and its compatibility with the visual character of the area surrounding it.
 - (c) The fact that the proposed sign or advertising hoarding is to be located directly on or in the vicinity of trees, rocks, hillsides, other natural features and areas of civic or historic interest;
 - (d) The number of signs displayed or to be displayed on the erf concerned and its legibility in the circumstances in which it is seen;
 - (e) The sign is not appropriate to the type of activity on erf or site to which it pertains should be considered on its merits in terms of the control measures of the outdoor advertising signage policy for the Council.

7. The Council may refuse any application submitted in terms of Section 2(1) or grant its approval subject to any condition which it may deem expedient, including the condition that the owner of any sign or advertising hoarding or the owner of the land or building on which such sign or advertising hoarding is to be erected and displayed, or both such owners, indemnify the Council to its satisfaction against any damage to person/property as a result of the erection, display or mere presence of such sign or hoarding.
8. Any sign or advertising hoarding for which approval has been granted in terms of Section 2(7), shall be erected and displayed in accordance with any plan, drawing or other document approved by the Council and any condition imposed in terms of Section 2(7). The Council shall be notified in writing once any approved sign or advertising hoarding has been erected.
9. Notwithstanding anything contained in these By-laws, these By-laws are to be applied to the Land Use Zones as set out in the Town Planning Scheme.
10. Any sign or advertising hoarding approved in terms of Section 2(1) shall conform to the design requirements set out in Section 35.

3. WITHDRAWAL OR AMENDMENT OF COUNCIL'S APPROVAL

1. The Council may, at any time in writing, withdraw an approval granted in terms of Section 2(7) or amend any condition or impose a further condition in respect of such approval, if a sign or advertising hoarding is in a state of disrepair or does not comply at that stage, with these By-laws.
2. The Council may, at any time after approval has been granted in terms of Section 2, on three month's written notice being given, withdraw such approval or amend any condition, or impose a further condition in respect of such approval, if it is of the opinion that the sign or advertising hoarding concerned has become detrimental to the amenity of the neighborhood.

4. EXEMPTED SIGNS

1. The following signs shall be exempted from the provisions of Section 2 but shall comply with all other provisions of these By-laws, save for signs contemplated in (a) and (b) which need not so comply:
 - (a) any sign displayed in an arcade;
 - (b) any sign displayed inside a building;
 - (c) any sign displayed on an approved advertising hoarding;
 - (d) any sign advertising a current event in a cinema, theater or other place of public entertainment, displayed in a fixture on a building especially made for such display;
 - (e) any sign not exceeding the sizes mentioned hereunder, which is displayed on a site where a building, swimming pool, tennis court, paving, fencing or garden landscaping or any other structure is in the course of being constructed, erected, carried out or altered and which describes the building or structure being erected or other work or activity being carried out, and which displays the names of the contractors or consultants concerned in such work or activity and identifies the branches of the industry or professions represented by them, during the course of such construction, erection carrying or alterations as the case may be, provided that only one such sign, or set of signs shall be permitted per street frontage of a site:

- (i) Project board, 2 400mm wide x 2 400mm high and with a maximum erected height of 6 000mm, giving the name of an architect, consultant, and contractor;
 - (ii) An Individual contractors and sub-contractor's board:
1 200mm high x 1 200mm wide;
 - (f) any sign other than a sign provided for in Section 4(1)(e), not exceeding 4800mm width x 2 400mm in height, and not exceeding a maximum erected height of 6 000mm, which portrays or describes the type of development being carried out on a site and which gives details of the type of accommodation being provided, floor space available, the name, address and telephone number of the developer or his agent, erected during construction work or the carrying out of alterations or additions as the case may be and remaining for a period not exceeding 2 months after completion of such work;
 - (g) a sign on a street frontage of a building occupied by shops, showrooms or other business uses as defined in the Town Planning Scheme, other than a sign in an office park area, which is below the level of the ground floor ceiling and which is displayed on or fixed to the face of a building or suspended from the soffit of a canopy or verandah roof;
 - (h) a sign consisting of 600mm x 450mm metal plate or board permitted in terms of Section 18;
 - (i) any flag hoisted on a suitable flag pole which displays only a company name and motif, a maximum of 5 flag poles of 7 000mm in height is permitted unless specific approval has been applied for as contemplated in Section 2, for more than 5 flag poles;
 - (j) any sign in a locality wholly or mainly used for residential purposes, other than a brass plate or board not exceeding 600mm x 450mm in size, affixed indicating the name, address, and telephone number of a security company contracted to protect the property, provided that only one sign per stand or subdivision shall be permitted and such sign shall be firmly affixed to the boundary wall, fence or gate on the street frontage;
 - (k) one sign not exceeding 300mm long and 300mm high on each street boundary, at a minimum distance of 15 000mm apart, of an erf which sign indicates the existence of a commercial security service, burglar alarm system or Block of Neighborhood Watch system;
 - (l) a sign not exceeding 1 800mm wide x 900mm high, indicating the existence of a Block of Neighborhood Watch system, displayed on a boundary wall or fence or in a position approved by Council; if erected on its own pole(s) the minimum underside clearance of the sign above the pavement must be 2 100mm;
2. The owner of the building or property on which a sign contemplated in Section 4(1)(g) is displayed, shall indemnify the Council against any damage to person or property as a result of the erection, display or mere presence of the sign;
 3. Any sign which does not comply with the provisions of these By-laws and which was lawfully displayed on the day immediately preceding the date of commencement of these By-laws shall be exempted from the requirements of these By-laws, if the sign in the opinion of the Council is properly maintained and is not altered, moved or re-erected as contemplated in Section 3(2): Provided that the owner advise the Council accordingly in writing within 21 days from date of commencement of the By-laws.

4. A Road Traffic sign (erected in terms of any Act of Parliament, Provincial Ordinance or By-law) is exempted from the provisions of these By-laws.
5. Any sign erected as a specific requirement in terms of any By-law, Provincial Ordinance or Act of Parliament is exempted from these By-laws.
6. Any transit sign which is mobile and complies with all requirements of the Traffic Ordinance.

5. PROHIBITED SIGNS

No persons shall erect, permit or cause to be erected or maintain any of the following signs or advertising hoardings:

- 1 Any sign painted on the roof of a building or painted on, or attached to or fixed between the columns or posts of a verandah.
- 2 Any sign which projects above or below any fascia, bearer, beam or balustrade or a street verandah or balcony,
- 3 Any luminous or illuminated sign which is fixed to any fascia, bearer, beam or balustrade of any splayed or rounded corner of a street verandah or balcony
- 4 Any sign suspended across a public road.
- 5 Any sign on calico, paper, paper mache, plastic, woven or similar material of any kind whatsoever, except those provided for in terms of Section 23.
- 6 Any swinging sign.
- 7 Any sign which may either obscure a road traffic sign, be mistaken for, cause confusion with or interfere with the functioning of a road traffic sign.
- 8 Any sign which may obscure traffic by restricting a motorist's vision and lines of sight thus endangering a motorist's safety.
- 9 Any sign which is indecent or suggestive of indecency, prejudicial to public morals or is reasonably objectionable.
- 10 Any sign which will obstruct any window or opening provided for the ventilation of a building or which obstructs any stairway or doorway or other means of exit from a building or which will prevent the movement of persons from one part of a roof to another part thereof.
- 11 Any animated or flashing sign of which the frequency of the animation or flashes or other intermittent alterations, disturbs the residents or occupants of any building or is a source of nuisance to the public or impairs road traffic safety.
- 12 Any illuminated sign, the illumination of which disturbs the residents or occupants of any buildings or is source of nuisance to the public.
- 13 Any movable temporary or permanent sign other than those specifically provided for in these By-laws.
- 14 Any sign referring to a price or change of price of merchandise except in a shop window, or on the article itself.

- 15 Any advertisement or sign other than an exempted sign, for which approval has not been obtained.
- 16 Any sign displayed on land, the use of which is exclusively for residential purposes.
- 17 Any poster other than on a hoarding legally erected for the purpose of accommodating such poster.
- 18 Any sign or signs, the total area of which exceeds 30 m², painted or fixed on a wall of a building not being a front wall of such building.
- * 19 Any sign painted on any fence, not being a licensed hoarding.
- 20 Any form or type of or sign which does not comply with the requirements of or which is not permitted in terms of these By-laws.
- 21 Any sign which may obstruct pedestrian traffic.
- * 22 Any laser illumination to a facades of a building which is visible from a public road.
- 23 Any form of flyposting on private or Council's property, except with the Council's written consent.
- 24 Any transit sign that is stationary irrespective of whether it is attached to a vehicle or not, except those signs contemplated in Section 33.
- 25 Any sign or poster fixed or attached to a tree or natural feature.
- 26 Any directional sign on private or Council's property unless approval has been granted.
- 27 Any form of audible or aromatic advertising.

W.B
* 6. AREAS OF SPECIAL RESTRICTION

- 1 With the exception of an exempted sign as contemplated in Section 4. and in compliance with these By-laws relating to a temporary sign and in compliance with the Road and Ribbon Act, Act 21 of 1940, and any other applicable legislation, no sign of any description shall be permitted in Residential 1, 2, or 3 Land Use Zones.
- 2 On a building in a Residential 4 Land Use Zone, a sign may be permitted provided that the sign:
- (a) shall state only the name of the company or business and the nature of the business conducted on the premises and may in the same size lettering or smaller, bear an advertisement for one commodity sold on the premises;
 - (b) is not in any way flashing, revolving or animated;
 - (c) has no portion higher than 6 meter from ground level.
- 3 No sign shall be erected or displayed on a building in Business 2 or 3 Land Use Zones if such a sign is:
- (a) a flashing, revolving or animated sign;
 - (b) in any way fixed or installed to any side or rear wall of any building which faces a residential building;

(c) higher than 6 meters above ground level.

4 A sign on a building in Institutional Land Use Zones shall:

- (a) state only the name and nature of the concern operating on the premises;
- (b) not be flashing, revolving or animated;
- (c) have no portion higher than 6 meters above ground level.

5 No sign shall be erected or displayed on a building or structure in Educational Land Use Zones if such sign:

- (a) flashes. Revolves or is animated;
- (b) is larger than 12 x 4 meters;
- (c) is higher than 7 meters or lower than 3 meters above ground level;
- (d) creates a traffic nuisance.

6 A sign may be erected or displayed in Educational Land Use Zones, if such a sign:

- (a) is not larger than 4 x 1,225 meters and are displayed around a sports field for viewing by field perimeter spectators, and are not higher than 1,5 meters above ground level;
- (b) is of a size other than described in Section 6(6)(a) but restricted to a maximum of four signs per sports field.

7 Except on a building in an area zoned as Business 1 Land Use Zone, no sign advertising any commodity other than that stored, sold or produced in such building may be erected or displayed.

8 Except on a building in an area zoned as Industrial 1, 2 or 3 Land Use Zones, no sign on a roof shall be displayed.

7. FIXING OF A SIGN OR HOARDING

1 Any sign and hoarding shall be properly constructed of the requisite strength and shall be fixed to the satisfaction of the Council.

2 The person by whom such a sign or hoarding is erected and the owner of the fixture on which or to which it is attached, shall assume all liability and responsibility in connection therewith, including maintenance, and shall undertake at least one annual inspection thereof with a view to satisfying himself/herself as to the safety thereof.

3 Every sign or hoarding shall be repainted and cleaned regularly in order to prevent it from becoming unsightly.

8. AN ADVERTISING HOARDING AND SIGN TO BE LICENSED

1 No persons shall, except upon a hoarding duly licensed in terms of these By-laws, advertise or place or exhibit or display or cause to be advertised, place exhibited or displayed an advertising sign, whether or not the consent of the Council has been obtained in terms of Section 2, unless he

is the holder of a current license issued by Council in respect of such advertising sign: Provided that no such license shall be required by any person who advertises his business by means of an approved advertising sign, on any premises or, where only part of the premises are used for the applicant's business, upon such portion of such premises in which his business is actually conducted.

- 2 No person shall advertise, place, exhibit or display or cause to be advertised, placed, exhibited or displayed, any advertisement or advertising device of any kind upon any hoarding unless such person has obtained the prior approval of the Council.
- 3 The Council may refuse to permit the erection of a hoarding for bill posting or other purposes in localities where it deems them likely to be prejudicial to the surrounding neighborhood or to be a disfigurement to a residential area, industrial area, or any public road.
- 4 Where any alterations is made to an advertising sign, then notwithstanding that when it was first displayed the consent of the Council was obtained in respect thereof in terms of Section 2 and the prescribed fee was paid, the further consent shall be obtained and a further fee shall be paid before any alteration is made to the electrical wiring or system of the sign as a result of which the message conveyed by it, is changed.

9. A SIGN SUSPENDED UNDER A VERANDAH AND CANOPY

Every sign which is suspended from a verandah or a canopy shall comply with the following requirements:

- 1 Unless the Council otherwise permits, having regard to the design of the verandah or canopy and its associated building and to the position of the building in relation to the street boundary of the erf, the sign shall be fixed with its faces at right angles to such boundary.
- 2 No part of the sign shall project beyond the outer edge of the verandah or canopy from which it is suspended.
- 3 No part of the sign shall be less than 2 500mm above the surface of the sidewalk or ground level immediately below it, nor should the top of the sign be more than 1 000mm or less than 150mm below the canopy or verandah from which it is suspended nor shall any sign exceed 1 000mm in the vertical dimension.
- 4 Unless the Council in writing otherwise permits, the bottom edge of the sign, when suspended, shall be horizontal and the means of support or suspension shall be an integral part of the design of the sign.

10. A SIGN ON A VERANDAH OR CANOPY OVER A STREET

- 1 Save as provided for in Section 9 every sign affixed to or onto a verandah over a street shall be set parallel to the building line.
- 2 In the case of a sign consisting of freestanding skeleton letters the vertical dimension of such sign shall not exceed 760mm in the vertical dimension, and in the case of box or board signs the vertical dimension of such sign shall not exceed 600mm, and in both instances shall be fixed immediately above the eaves of the verandah roof in such a manner as not to project beyond the rear of the roof gutter or shall be fixed against but not above or below the verandah parapet or balustrade in such manner as not to project more than 230mm from the outside face of such parapet or balustrade. Provided that:

- (a) A sign on a public building fixed to or on a verandah over a street and which displays only the features or program of an entertainment to be given in such public building shall:
 - (i) have a maximum area of 1m^2 in the aggregate for every 1 500mm or part thereof of the frontage of such building to the street over which the sign is erected;
 - (ii) not exceed 2 100mm in height.
- (b) nothing in this section contained shall be taken to prohibit the painting of signs not exceeding 600mm in the vertical dimension on beams over verandah columns, or on parapets of verandahs;
- (c) no illuminated sign or sign designed to reflect light shall be attached to or displayed on any splayed or rounded corner of a verandah or canopy at a street intersection.

11. A SIGN NOT TO BE FIXED ON A VERANDAH COLUMN

No sign of any description shall be fixed to a street verandah post or column.

12. A PROJECTING SIGN

- 1 Any projecting sign shall be set at right angles to the building line and shall be fixed at a clear height of not less than 2 500mm or more than 4 000 mm above the pavement.
- 2 Save as is provided in Section 12(3), no projecting sign shall exceed 600mm in height, nor project more than 1 800mm from the building to which it is attached, nor be closer to the kerb line than a horizontal distance of 460mm between the sign and a vertically projected kerb line.
- 3 Notwithstanding the provisions of Section 12(2), a larger projecting sign may be erected, provided that:
 - (a) the owner of the building or the person for whom the sign is being erected shall make application for and assume all responsibility in connection with such sign, including maintenance, an annual inspection to satisfy himself regarding its safety and liability for all loss or damage caused to any person or property by reason of or in any way arising out of the erection, maintenance or existence of such sign;
 - (b) the design thereof shall be to the satisfaction of the Council, and it shall comply in all respects with this By-law, and the minimum distance away from the road reserve.
 - (c) Such sign shall be fixed at right angles to the street and the front of the building upon which it is erected;
 - (d) such sign shall be constructed of metal framing and covered with metal sheeting and shall not exceed 300mm in depth from face to face;
 - (e) such sign shall not exceed a mass of 450kg or 675kg in case of a sign consisting only of the name of a central public entertainment building;
 - (f) such sign shall not exceed 10 500mm in height or 1 500mm in total projection from the building, or in the case of a sign consisting only of the name of a central public entertainment building, 14000mm in height or 1000mm in total projection from the building: Provided that a Structural Engineering Design be submitted.
 - (g) Such sign not be erected within a distance of 4 500mm from any other vertical sign.