

NO. 18-070

ELECTION PROCEDURES BYLAW AMENDMENT BYLAW (NO. 4)  
A BYLAW OF THE CITY OF VICTORIA

The purpose of this Bylaw is to amend the *Election Procedures Bylaw* regarding repeal of voting divisions, updating to reflect the four year term of Council, establish additional special voting opportunities and establish campaign signage requirements.

Under its statutory powers the Council of The Corporation of the City of Victoria enacts the following provisions:

- 1 This Bylaw may be cited as the "ELECTION PROCEDURES BYLAW, AMENDMENT (No. 4) BYLAW No. 18-070
- 2 The *Election Procedures Bylaw No. 02-013* is amended as follows:
  - (a) in Section 2, Definitions & Interpretation by:
    - (i) deleting the definition of general local election and replacing it with:

"general local election"

means the election held **in 2014 and in every 4th year after 2014.**
    - (ii) Deleting the definition of general voting day and replacing it with:

"general voting day"

means

      - a) for a general local election, the **3rd Saturday of October** in the year of the election,
      - b) for elections other than a general local election, the date set under the provisions of the of **the Local Government Act.**
  - (b) By adding the following as section 3.3:

"Schedule B attached to this Bylaw establishes the requirements for placement, management and removal of election campaign signage".
  - (c) in section 4, deleting section 4.1 Voting Divisions.

(d) Deleting section 9 Special Voting opportunities and replacing it with:

**“Special voting opportunities**

9. (1) As authorized under the ***Local Government Act***, the chief election officer must establish the dates and voting hours when and the places where special voting opportunities will be conducted for each election or other voting.
- (2) The only electors who may vote at a special voting opportunity are electors who, on the date on which the special voting opportunity is held and before the end of the voting hours for that special voting opportunity, have been admitted as patients to the hospital at which the special voting opportunity is held, **or are residents at a care facility with at least 50 residents for a which a special voting opportunity is being conducted.**
- (3) The voting hours for a special voting opportunity must not be earlier than 9:00 a.m. or later than 4:00 p.m. of the day on which the special voting opportunity takes place.
- (4) Subject to the *Local Government Act*, the Council authorizes the chief election officer to limit the number of candidates' representatives who may be present at a special voting opportunity.”

(e) Deleting section 14 “Mail ballot voting and registration authorized” and replacing it with:

**“Mail ballot voting and registration authorized**

14. (1) Voting by mail ballot and elector registration by mail in conjunction with mail ballot voting are authorized.
- (2) In accordance with the provisions the *Local Government Act* the only electors who may vote by mail ballot are:
  - (a) persons who have a physical disability, illness or injury that affects their ability to vote at another voting opportunity;
  - (b) **residents of care facility where a special voting opportunity is not being conducted; and**
  - (c) persons who expect to be absent from the municipality on general voting day and at the times of all advance voting opportunities.
- (3) Once a mail ballot package has been accepted by the chief election officer, that voter may only vote by mail ballot.”

READ A FIRST TIME the day of 2018.

READ A SECOND TIME the day of 2018.

READ A THIRD TIME the day of 2018.

ADOPTED on the day of 2018.

CITY CLERK

MAYOR

## **Election Procedures Bylaw - Schedule B**

### **Election Signage**

#### **GENERAL REQUIREMENTS**

- Sign permits are not required.
- Signs must not be visible from any voting place.
- Signs must not be illuminated, animated, rotating, flashing or have moving lights or other electrical features.
- Signs must meet the requirements of the *Local Election Campaign Financing Act*.
- Elections signs for municipal or school trustee elections or by-elections, or referenda are permitted only within the municipal election period, beginning with the first day of the nomination period.
- Signs must be removed with four (4) days after the election or referendum vote.

#### **GENERAL PROHIBITIONS**

- Signs are prohibited on:
  - Medians and traffic islands, and in planting beds;
  - Boulevard trees, or within one (1) metre of a boulevard tree;
  - All City facilities or structures, parks, and playing fields, including the adjoining boulevard area.
- Signs are prohibited on public or private property that:
  - Are within one (1) metre of a fire hydrant;
  - Obstruct or detract from any traffic control device or signage;
  - Obstruct the line of vision at an intersection; or
  - Are placed in a manner that may constitute a hazard to pedestrians, cyclists or vehicles.

#### **GENERAL ENFORCEMENT**

- Signs installed in prohibited areas will be removed by City staff if not removed or relocated within 24 hours notice to the applicable candidate or campaign office.
- Where there are immediate safety concerns or damage to municipal property, City staff will immediately remove the signs and then contact the candidate or campaign office.
- The City will assume no responsibility for any damage to election signs where they are removed by city staff in prohibited locations.

#### **ADDITIONAL CANDIDATE RESPONSIBILITIES**

- Persons installing signs on municipal property must be aware of the risk of damage to underground utilities. A call must be made by the candidate or their agent to the City at least 48 hours in advance of the installation in order to confirm that the location chosen is safe.
- Any damage to underground utilities or services as a result of election signs being placed on municipal property is the responsibility of the candidates and their agents.
- Candidates and their agents are liable for any damage done to City property in placement of election signs on municipal property.
- Candidates and their agents should also reference applicable Provincial and Federal statutes and regulations for additional requirements.