THE CORPORATION OF THE TOWN OF SOUTH BRUCE PENINSULA

BY-LAW NUMBER 38-2012

Being a By-Law to Amend By-Law Number 44-2009 Being a By-Law to Adopt the Manual Governing the Policies and Procedures for the Corporation of the Town of South Bruce Peninsula (Street Light Policy)

WHEREAS Section 8 of the Municipal Act, 2001, c.25, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS Section 11 of the Municipal Act, 2001, c.25, as amended authorizes municipalities to pass by-laws regarding the accountability and transparency of the municipality and its operations;

AND WHEREAS Section 270 (1) 5 of the Municipal Act, 2001, c.25, as amended authorizes the municipality to adopt and maintain policies with respect to the manner in which the municipality will try to ensure that it is accountable to the public for its actions, and the manner in which the municipality will try to ensure that its actions are transparent to the public;

AND WHEREAS the Council of the Corporation of the Town of South Bruce Peninsula adopted a Municipal Policy Manual and desires to amend said by-law by adding a policy regarding street lights.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF SOUTH BRUCE PENINSULA ENACT AS FOLLOWS:

1. THAT a policy regarding Street Lights be numbered appropriately, attached hereto and added to the Municipal Policy Manual.

2. THAT all by-laws and policies inconsistent with this by-law are hereby repealed and replaced with this by-law.

3. THAT this by-law shall come into full force and effect upon the final passing thereof.
READ a FIRST and SECOND time this 20st day of March, 2012.

READ a THIRD time and FINALLY PASSED this 20st day of March, 2012.
STREET LIGHTS

PURPOSE:

To provide direction and clarification with regard to street light installation and maintenance in the Town of South Bruce Peninsula.

POLICY:

1. Dark Skies Compliant Lighting

The Town has made a commitment to Dark Skies Compliant lighting. This type of lighting sheds lumens toward the ground and does not add to skyward illumination. Wherever possible, street lights will be outfitted with Dark Skies Compliant bulbs, heads and other fixtures.

2. LED Lighting

The use of LED lights has been proven to reduce energy costs. The Town will use only LED fixtures.

The Town will replace all existing street lights with LED technology as budget allocations permit.

No new street lights will be installed until all existing street lights are outfitted with LED technology.

3. New Street Light Installation

The Public Works Department will maintain a listing of requests for new street light installations.

The Public Works Department will assess all new requests based upon the following criteria: safety, crime protection and traffic flow. A ranking system based on a 1 to 5 scale with one being low and 5 being high will be used in the assessments. The new installation list will compile the new street light requests according to the criteria scoring in descending order with the highest scoring begin at the top of the list.

When Council has allocated budget funds for new street light installations, unless directed otherwise by Council, the Public Works Department will begin at the top of the street light request list.
STREET LIGHTS

Letters will be sent to all property owners within 122 metres (400 feet) of the proposed new street light installation asking for their affirmation or decline of the proposed installation. Where is it deemed appropriate by the Manager or Council, letters will be sent to property owners in a larger or smaller radius from the proposed new street light.

Dependent upon the responses received, the Public Works Department will take appropriate action.

a) A majority of negative responses will cancel the proposed installation. The installation request will be removed from the street light list.

b) A majority of positive responses will support the proposed installation. The installation will take place subject to budgetary allowances.

c) Where no responses are received or where the responses received are equally for and against the installation, Council will make the determination of the installation of the proposed street light and whether or not the request will remain on the list.