



Town of Hampton

Roadside Memorials Policy

In developing regulations for roadside memorials, the Town of Hampton acknowledges that although there is a legitimate desire from the public to allow roadside memorials within the street right-of-way, limitations are necessary for the memorials to ensure the safety of the travelling public as well as to respect the views of adjacent property owners and the general public. Regulation of roadside memorials is intended to deal with memorials that constitute a hazard to pedestrians and/or motorists and memorials that are an issue for adjacent property owners or the general public.

Roadside Memorial Regulation Objectives

The following needs were considered in the development of regulations for roadside memorials:

- Provide rules concerning erecting and maintaining roadside memorials that balance the need for friends and relatives to memorialize their loved ones while ensuring the safety of the travelling public and respecting the views of adjacent property owners and the general public.
- Regulate size, location, duration and maintenance of roadside memorials.
- Ensure that the roadside memorial does not constitute a hazard or obstruction to vehicles or pedestrians.
- Protect infrastructure within the right-of-way and enable the Town of Hampton to undertake required construction and maintenance activities in areas occupied by roadside memorials.
- Facilitate enforcement of regulations for roadside memorials when issues arise.

What is a roadside memorial?

A roadside memorial is an on-site marker that commemorates the passing of an individual or individuals as a result of a collision.

Are permits required?

A roadside memorial requires a Town of Hampton Development Permit. All permit fees will be waived for roadside memorials. The Development Permit ensures that the location, construction and composition is acceptable, as well as acknowledging the date of collision, date of installation, and proposed date of removal of the memorial.

Where can roadside memorials be located?

Roadside memorials must not create a hazard or obstruction to vehicular or pedestrian traffic and are not permitted on a median, guardrail or on a traffic island.

What type construction and composition is permitted for a roadside memorial?

The entire memorial must occupy a space no more than one metre in height (measured from the road surface), 45 centimetres in width (measured along the roadway) and ten centimetres in depth (as measured perpendicular to the roadway). Objects that can shatter such as vases or glasses are not permitted to be a part of the memorial.

Are there installation requirements to consider when constructing a roadside memorial?

The name and telephone number of the person responsible for the memorial and the date of installation must be included on the memorial. Installation of the memorial should not cause any damage to the right-of-way, including trees or structures. Elements of the memorial should not be attached to, or obstruct the view of any signs or traffic control devices.

Do roadside memorials need to be maintained?

Roadside memorials which fall into disrepair, are damaged, vandalized, disfigured or burned are subject to removal by the Town of Hampton at any time.

Can gatherings occur at a roadside memorial?

Participants who gather at a roadside memorial must comply with the law and conduct themselves in an orderly and peaceful manner such that the privacy of the neighbouring residents is respected at all times. The site shall be kept free of any accumulated debris after the gathering.

Are there time restrictions for roadside memorials?

All roadside memorials must be removed within 90 days from the date of the fatal collision. The 90 day time limit is measured from the date of the fatal collision.

Are there specific limitations to a roadside memorial?

The Town of Hampton will exercise its authority to remove a roadside memorial from the right-of-way at any time when circumstances so dictate. Circumstances permitting, the Town of Hampton will notify the individual responsible that the memorial has been removed.