

TOWNSHIP OF TAY

Building Division

450 Park Street, P.O. Box 100, Victoria Harbour, Ontario. L0K 2A0
Phone (705) 534-7248 Fax (705) 534-4493



SWIMMING POOL FENCE INFORMATION

Permits

Homeowners are responsible for obtaining a permit to erect a swimming pool fence prior to the installation or construction of any pool capable of containing more than 18 inches of water.

Separate permits are also required for any decks greater than 108 square feet in area or accessory buildings (sheds) greater than 161 square feet.

Swimming pool fence permit fees are as per the current fee By-Law.

The Electrical Safety Authority may also require a permit for any proposed electrical work such as wiring for pumps, lights and heaters. They may be reached at 1-877-372-7233.

Application

Homeowners are required to provide a site plan showing the location of the swimming pool in relation to property lines and other structures including sewage systems. We have included information on site plans in this guide to assist you with this.

Construction

Swimming pool fences are to be constructed to comply with the Township's Swimming Pool Fence By-law and also abide by the Township's Water Use By-Law.

Care should be taken during construction to secure the site from entry, especially from young children. A temporary fence such as a snow-fence is permitted for this purpose.

The Swimming Pool By-law allows for chain link, vertical wood and other types of fencing such as deck guards. Please note that when a guard (railing) is required by the Ontario Building Code, (when the difference in elevation between the grade and deck exceeds 24 inches) the requirements of 9.8.8. and SB-7 of the Ontario Building Code apply.

The location of a swimming pool shall conform to the Township of Tay's Zoning By-law.

Call for an inspection at 705-534-7248, ext. 220, when the swimming pool fence has been completed or at any stage if clarification is necessary.

Post-Construction

Property owners are required to maintain the swimming pool fence, gates, etc. in accordance with the By-law.

Swimming pool fences may be repaired without a permit, however when a pool fence is being replaced, a permit is required.

As well as an application, we have included a copy of the Swimming Pool By-law and the Water Use By-law. It includes the specific construction requirements for fences and gates and the Owner's responsibilities.



Swimming Pool Site Plan

Swimming Pool Fence By-law No. 2006-23 as amended Site Plan Requirements – Re: Township of Tay Zoning By-law 2000-57 as amended

Photocopy of survey or hand draw sketch indicating:

- Full property boundary with dimensions and lot area.
- Size and location of dwelling and any accessory structures.
- Size and location of swimming pool and any swimming pool deck (include setbacks from lot lines).
- Location of sewage system and distance from pool to distribution pipes.

Note:

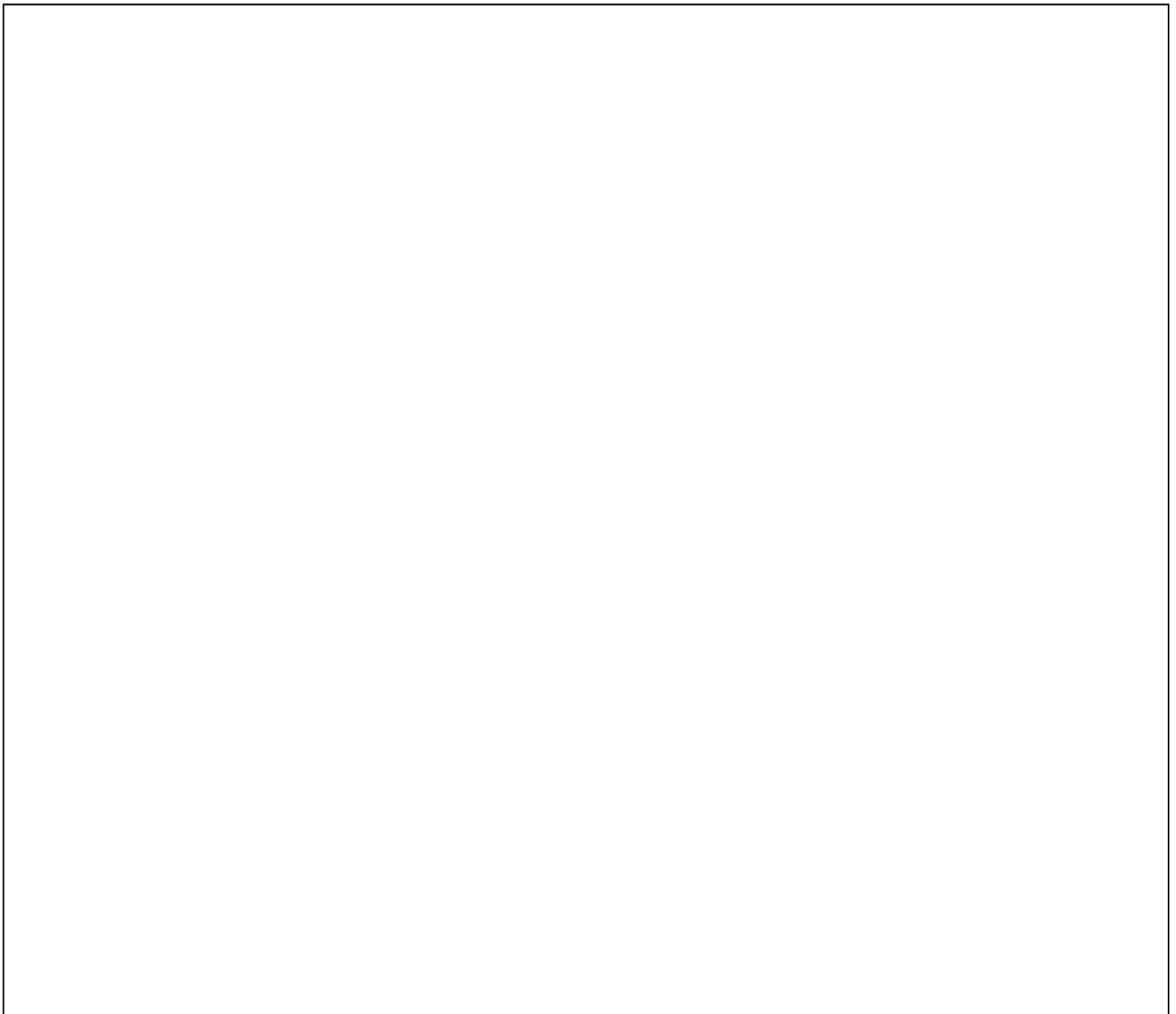
- Setbacks to pool are to be measured from property line to water's edge.
- Setbacks to deck are to be measured from property line to edge of framing nearest to property line.
- Township of Tay Zoning By-law 2000-57 as amended, section 4.1.11 requires as follows:

Swimming Pools

Notwithstanding any provision in this section, in a Residential Zone a swimming pool shall not be located any closer than 1.0 metres from the interior and rear lot lines. In all zones, swimming pools shall not be located in the front or exterior side yards”

SITE PLAN

(You may use the area below to draw your Site Plan)



**The Corporation of the Township of Tay
Swimming Pool Fence Details**

Please complete this form and submit with your application.

1. Height of proposed fence: _____
2. Space between bottom of fence and finished grade: _____
3. Distance between proposed fence and nearest inside wetted surface of pool wall: _____
4. Please circle the proposed fence type (A, B,C or D) from the list below:

A. CHAIN LINK

A mesh no greater than 38 millimetres (1^{1/2} inches) consisting of 11 gauge galvanized steel wire, or of 13 gauge steel wire covered with vinyl or other approved plastic which would yield a total thickness equivalent to 11 gauge wire.

Galvanized steel supporting posts spaced at maximum 3.0 metres (10 feet) intervals; and extended at least 0.84 metre (2 feet 9 inches) below grade for a fence not exceeding 1.2 metres (4 feet) high or extended at least 1.2 metres (4 feet) below grade for a fence not exceeding 1.8 metres (6 feet) high.

End posts and gate posts of minimum 48 millimetres (1 and 7/8 inches) diameter encased in concrete at least 150 millimetres (6 inches) thick to 1.2 metres below grade.

Intermediate posts of minimum 38 millimetres (1^{1/2} inches) diameter encased in concrete at least 150 millimetres (6 inches) thick to 1.2 metres below grade when more than 15 metres (50 feet) from an end post, a corner post or an intermediate post that is similarly encased.

B. VERTICAL BOARD

Vertical boarding 25 millimetres (1 inch) thick nominal attached to a top and bottom rail in such a manner as to not facilitate climbing from the outside. Such vertical boards must not be less than 23 millimetres x 100 millimetres (1 inch x 4 inches) nominal and must be spaced not more than 38 millimetres (1^{1/2} inches) apart

C. PRE-MANUFACTURED FENCE ATTACHMENT FOR ABOVE GROUND POOLS

A fence enclosure that can be attached to the top of the pool wall to provide a minimum of 1.52 metres (5 feet) clearance between the finished grade and the top of the attached fence enclosure, provided such attached fence enclosure is constructed to provide an equivalent degree of safety as Section 6 of By-law No. 2006-23 as amended.

D. OTHER – PLEASE PROVIDE DETAILS & INCLUDE CONSTRUCTION DRAWINGS

5. Height of gate: _____
6. Please circle either YES or NO for the below questions:

Is the gate self closing? YES NO

Is the gate capable of being locked? YES NO

The only way to enter the pool area is through a self-closing gate? YES NO

I _____ have read By-law No. 2006-23 as amended and the proposed
APPLICANT NAME (PRINT)
fence shall be constructed accordingly.

DATE

APPLICANT SIGNATURE

Application for a Permit to Construct or Demolish

This form is authorized under subsection 8(1.1) of the *Building Code Act, 1992*

For use by Principal Authority			
Application number:		Permit number (if different):	
Date received:		Roll number:	
Application submitted to: _____ (Name of municipality, upper-tier municipality, board of health or conservation authority)			
A. Project information			
Building number, street name		Unit number	Lot/con.
Municipality	Postal code	Plan number/other description	
Project value est. \$		Area of work (m ²)	
B. Purpose of application			
<input type="checkbox"/> New construction <input type="checkbox"/> Addition to an existing building <input type="checkbox"/> Alteration/repair <input type="checkbox"/> Demolition <input type="checkbox"/> Conditional Permit			
Proposed use of building		Current use of building	
Description of proposed work			
C. Applicant			
Applicant is: <input type="checkbox"/> Owner or <input type="checkbox"/> Authorized agent of owner			
Last name		First name	Corporation or partnership
Street address		Unit number	Lot/con.
Municipality	Postal code	Province	E-mail
Telephone number		Fax	Cell number
D. Owner (if different from applicant)			
Last name		First name	Corporation or partnership
Street address		Unit number	Lot/con.
Municipality	Postal code	Province	E-mail
Telephone number		Fax	Cell number

E. Builder (if known)				
Last name		First name	Corporation or partnership (if applicable)	
Street address			Unit number	Lot/con.
Municipality		Postal code	Province	E-mail
Telephone number		Fax		Cell number
F. New home construction licensing requirement				
i. Is the proposed construction for a new home as defined in the <i>New Home Construction Licensing Act, 2017</i> ? If no, go to section G.			<input type="checkbox"/> Yes	<input type="checkbox"/> No
ii. Is a licence required under the <i>New Home Construction Licensing Act, 2017</i> ?			<input type="checkbox"/> Yes	<input type="checkbox"/> No
iii. If yes to (ii) provide licence number(s): _____				
G. Required Schedules				
i) Attach Schedule 1 for each individual who reviews and takes responsibility for design activities.				
ii) Attach Schedule 2 where application is to construct on-site, install or repair a sewage system.				
H. Completeness and compliance with applicable law				
i) This application meets all the requirements of clauses 1.3.1.3 (5) (a) to (d) of Division C of the Building Code (the application is made in the correct form and by the owner or authorized agent, all applicable fields have been completed on the application and required schedules, and all required schedules are submitted). Payment has been made of all fees that are required, under the applicable by-law, resolution or regulation made under clause 7(1)(c) of the <i>Building Code Act, 1992</i> , to be paid when the application is made.			<input type="checkbox"/> Yes	<input type="checkbox"/> No
ii) This application is accompanied by the plans and specifications prescribed by the applicable by-law, resolution or regulation made under clause 7(1)(b) of the <i>Building Code Act, 1992</i> .			<input type="checkbox"/> Yes	<input type="checkbox"/> No
iii) This application is accompanied by the information and documents prescribed by the applicable by-law, resolution or regulation made under clause 7(1)(b) of the <i>Building Code Act, 1992</i> which enable the chief building official to determine whether the proposed building, construction or demolition will contravene any applicable law.			<input type="checkbox"/> Yes	<input type="checkbox"/> No
iv) The proposed building, construction or demolition will not contravene any applicable law.			<input type="checkbox"/> Yes	<input type="checkbox"/> No
I. Declaration of applicant				
I _____ declare that: (print name)				
1. The information contained in this application, attached schedules, attached plans and specifications, and other attached documentation is true to the best of my knowledge.				
2. If the owner is a corporation or partnership, I have the authority to bind the corporation or partnership.				
_____		_____		
Date		Signature of applicant		

Personal information contained in this form and schedules is collected under the authority of subsection 8(1.1) of the *Building Code Act, 1992*, and will be used in the administration and enforcement of the *Building Code Act, 1992*. Questions about the collection of personal information may be addressed to: a) the Chief Building Official of the municipality or upper-tier municipality to which this application is being made, or, b) the inspector having the powers and duties of a chief building official in relation to sewage systems or plumbing for an upper-tier municipality, board of health or conservation authority to whom this application is made, or, c) Director, Building and Development Branch, Ministry of Municipal Affairs and Housing 777 Bay St., 12th Floor. Toronto, ON M7A 2J3 (416) 585-6666.

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AUTHORIZATION FOR AN APPLICATION

FOR A BUILDING PERMIT

BY A PERSON OTHER THAN THE LEGAL OWNER

I _____, being the legal owner of the
subject property located at _____
in the Township of Tay, hereby authorize _____
to apply for a building permit for work to be done on this property.

Date

Signature of Legal Owner

Personal information contained on this form/document/application is collected pursuant to the *Municipal Freedom of Information and Protection of Privacy* legislation and will be used for the purpose for which it was collected. Questions about this collection should be directed to the Clerk of the Township of Tay.