

THE CORPORATION OF THE TOWNSHIP OF BATHURST BURGESS SHERBROOKE

BY-LAW NO. 02-34

A to amend Pool Enclosure By-law No. 02-21 respecting fencing around outdoor pools.

WHEREAS pursuant to section 210(30) of the Municipal Act, Chapter M.45, R.S.O. 1990 councils of all local municipalities may pass by-laws for requiring owners of privately owned outdoor pools to erect and maintain fences and gates around such pools, for prescribing the height and description of, and the manner of erecting and maintaining such fences and gates; for requiring the production of plans for all such fences and gates, and for the issuing of permits and for authorizing the refusal of any such permit; and

WHEREAS Council passed By-law No. 02-21 establishing minimum requirements for the construction of pool enclosures; and

WHEREAS it is deemed appropriate to clarify certain section sections of By-law No. 02-21;

NOW THEREFORE the Council of the Corporation of the Township of Bathurst Burgess Sherbrooke enacts as follows:

1. That clause 6.3 (ii) of By-law No. 02-21 be amended by replacing the minimum space requirement for vertical supports attached to the top of the pool edge from "a maximum of 50mm (2 inches) apart" to " a maximum of 100mm (4 inches) apart".
2. That the definition of Pool in clause 2.0 be amended by adding thereto the following qualification. Jacuzzi or hot-tubs installed within any open porch or immediately adjacent to the main residential structure shall be exempt from the requirements of this by-law provided the top of the Jacuzzi or hot tub completely prohibits access to the enclosed water by way of a solid cover which is capable of being locked by the owner.
3. That the provisions of this by-law shall come into force and take effect upon the passing thereof.

Read a first and second time this 23rd day of April, 2002.

Read a third time and passed this 23rd day of April, 2002.



Mayor-DEPUTY



Clerk

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