

CITY OF CORNER BROOK SWIMMING POOL REGULATIONS

PURSUANT to the powers vested in it under Section 236 of the *City of Corner Brook Act*, R.S.N.L. 1990, c. C-15, as amended, and all other powers it enabling, the Corner Brook City Council, in a session convened on the 21st day of April, 2008, hereby passes and enacts the following regulation.

1. These regulations may be cited as the *City of Corner Brook Swimming Pool Regulations*.

Definitions:

2. In this regulation:

“City” means the City of Corner Brook;

“Council” means Corner Brook City Council;

“Director” means the Director of Operational Services;

“Hot Tub” means a hydro-massage pool or tub for recreational or therapeutic use, designed for immersion of users, which may or may not have a filter, heater and motor driven blower, whether described as a hot tub, spa or using any other name;

“Portable Pool” means a container of water less than 450 millimeters in depth that can readily be disassembled for storage and reassembled to its original integrity; and

“Swimming Pool” means any depression in the ground, either temporary or permanent, or a container of water, either temporary or permanent, either above or below ground and which is used primarily for the purpose of wading or swimming excluding Portable Pools and Hot Tubs as defined herein.

Application:

3. This Regulation shall apply to all new, remodeled, altered and relocated residential swimming pools and residential hot tubs, but shall not apply to Portable Pools.

Permit Required:

4. A permit shall be obtained from the City Development Inspection Office prior to the construction, placement, alteration, repair or relocation of a swimming pool or hot tub. Permit applications shall be accompanied by fully dimensioned drawings showing the following information:
 - a) Location of swimming pool, hot tub or spa on lot showing the distance from property lines, easements and structures;
 - b) Location of overhead and/or underground electrical wiring in relation to swimming pool, hot tub or spa;
 - c) Dimensions and depth of swimming pool, hot tub or spa;
 - d) Type, location and height of fence, either existing or proposed; and
 - e) Type, dimensions and location of deck, either existing or proposed.

General Requirements:

5. Swimming pools and hot tubs shall comply with the *City Development Regulations*.
6. Swimming pools shall not be located within two (2) meters of any structure other than a deck.
7. Swimming pools and hot tubs or any part of a structure connected to a swimming pool or hot tub shall not be located within one (1) meter of a side or rear property line.
8. Swimming pools and hot tubs shall not project beyond the front building line.
9. Swimming pools and hot tubs shall not be located in utility or drainage easements.
10. All construction, plumbing and electrical installations of swimming pools, hot tubs and any structure to which they are connected shall meet the requirements of the latest edition of:
 - (a) the National Building Code of Canada;
 - (b) the National Plumbing Code of Canada; and
 - (c) the Canadian Electrical Code.
11. A wiring permit shall be obtained from the Government Service Centre prior to any electrical installation.
12. Where there is a conflict between the these regulations and the standards set out in section 10, the more stringent requirement shall prevail.

Shielding Lights:

13. Lights used to illuminate any residential swimming pool, hot tub or spa shall be so arranged and shaded as to reflect light away from adjoining properties.

Drainage:

14. A swimming pool or hot tub shall not be drained on to adjoining properties. Drainage shall be directed to the municipal sanitary sewer system.

Sanitation:

15. A swimming pool or hot tub shall be kept in a clean and sanitary condition and the filtration systems shall be maintained in proper working order.

Interference with Enjoyment of Property Rights Prohibited:

16. No residential swimming pool or hot tub, shall be located, designed, operated or maintained so as to interfere unduly with all rights to which owners of neighbouring properties are entitled.

Fence Requirements:

17. A fence not less than 1.8 meters high shall enclose all swimming pools and hot tubs with the following exceptions:

- a) Hot tubs do not need fence protection as long as they are covered with a hard cover and key locked when unattended; and
- b) Portable pools do not need fence protection but must be drained or covered in such a manner as to prevent access when left unattended.

18. A fence shall not be located within 1 meter of a swimming pool or hot tub.

19. A deck which adjoins a swimming pool, hot tub or spa shall be protected at the perimeter by a guard rail not less than 900 millimeters high where there is a difference in elevation to adjacent surfaces of more than 600 millimeters.

20. Handrails are required on stairs and ramps and shall be:

- a) constructed as a guard rail,
- b) not less than 900 millimeters high, and
- c) otherwise in compliance with these Regulations including but not limited to section 10.

21. Guard rails, fences and gates shall be constructed so as to prevent the passage of a spherical object 100 millimeters in diameter either through or under the guard rail or fence.

22. Gates shall be:

- a) of the same height as the guard rail or fence;
- b) equipped with an approved self closing device;
- c) equipped with an approved self latching device located on the inside of the gate; and
- d) closed and locked while unattended.

23. Guard rails, fences and gates shall be constructed so that no member, attachment or opening located between 100 millimeters and 900 millimeters above the deck, ground or walking surface will facilitate climbing.

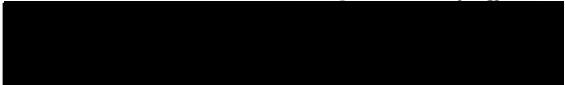
24. Decks, landings, ramps and stair treads shall have a slip resistant surface.

25. No variances for fences, guard rail and handrail heights less than specified in these Regulations shall be granted.

26. Where any person contravenes any of the provisions of these Regulations such person is guilty of an offence and liable on summary conviction to a fine or to a period of imprisonment or both in accordance with s. 438 of the *City of Corner Brook Act*.

27. These regulations shall come into force as of the date enacted by Council and The City of Corner Brook Swimming Pool Regulations passed March 20, 2006 and all amendments thereto are hereby repealed upon the coming into force of these Regulations.

IN WITNESS WHEREOF this By-Law is sealed with the Common Seal of the City of Corner Brook and subscribed by and on behalf of the Council by the Mayor and Council at Corner Brook, in the Province of Newfoundland and Labrador, this 5th day of May, 2008.


Mayor


City Clerk

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