

THE TOWN OF ANTIGONISH

SWIMMING POOL BY-LAW

JUNE, 1993

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SWIMMING POOL BY-LAW

The purpose of the By-law is to ensure public safety and to set out requirements respecting swimming pools in the Town of Antigonish.

1. This By-Law shall be known and may be cited as the “Swimming Pool By-Law” of the Town of Antigonish.
2. In this By-Law, unless the context otherwise requires:

.1 DEFINITIONS

- A. “SWIMMING POOL” means a water-filled enclosure, permanently constructed or portable, whether above or in-ground capable of holding water to a depth of more than twenty-four (24) inches, maintained or used, or which may be used for swimming or bathing; including reflecting pools and other such structures used as part of the landscaping of a property but excluding existing natural bodies of water or streams.
- B. “ENCLOSURE” means a fence, wall or other structure including doors or gates, surrounding a swimming pool to restrict access.
- C. “TOWN” means the Town of Antigonish.

.2 ENCLOSURES

- A. All swimming pools, or the yard in which a swimming pool is located, shall be completely enclosed so as to prevent uncontrolled access from the street, adjacent properties, or buildings on the same property.
- B. Access to a swimming pool shall be controlled by a combination of building(s) and fencing, or by a fence alone. All gates accessing the enclosure shall be equipped with self-closing, self-latching devices placed at the top and on the inside of the gate.

- C. An enclosure or other structure (including gates and doors) intended to control access to a swimming pool, shall be a minimum of five (5) feet in height from grade, and shall be constructed as to prevent easy access through, under, or over it, and, in the case of an above-ground type of swimming pool, may include an extension to the sides of the pool structure and enclosing the step area at grade.
- D. No person shall permit any structures or material to be placed or to remain adjacent to any swimming pool enclosure which would provide a means of access over the top of the enclosure.

.3 BUILDING PERMITS REQUIRED

- A. Pursuant to this By-law a building permit for a swimming pool shall be required.
- B. To obtain a permit, a completed Swimming Pool Building/Demolition Application Form (attached as Schedule A) along with a completed Building Permit Application Form (including plans and specifications) shall be submitted to the Building Inspector. If the plans and specifications are in conformity with the requirements of this By-Law and all other applicable laws, the Building Inspector shall issue a building permit.

.6 EFFECTIVE DATE

- A. This By-law shall apply to all swimming pools constructed or installed after the coming into effect of this By-law.
- B. This By-law shall come into effect upon approval of the Minister of Municipal Affairs.
- C. This By-law shall have effect, with respect to all existing swimming pools, on the sixtieth (60) day after the date in which it comes into effect and notification has been served on the property owner that compliance is required. Upon receipt of the said notice the property owner shall apply for a building permit and carry out the work as required pursuant to this By-law within sixty (60) days from service of the said notice.

.5 INFORMATION

The building inspector shall provide any person applying for a permit to construct, alter or enclose a swimming pool with a copy of this By-law and with any information sheet respecting applicable conditions.

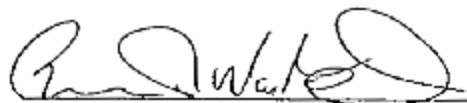
.6 PENALTIES

Any person who violates any of the provisions of this By-law shall, on summary conviction, be liable to a penalty of not less than \$100.00 and not to exceed one thousand (\$1 000.00) dollars.

DEPARTMENT OF MUNICIPAL AFFAIRS	
Responsible for approval of the By-law	
APPROVED BY: <u>23</u>	
of: <u>June</u> 19 <u>93</u>	

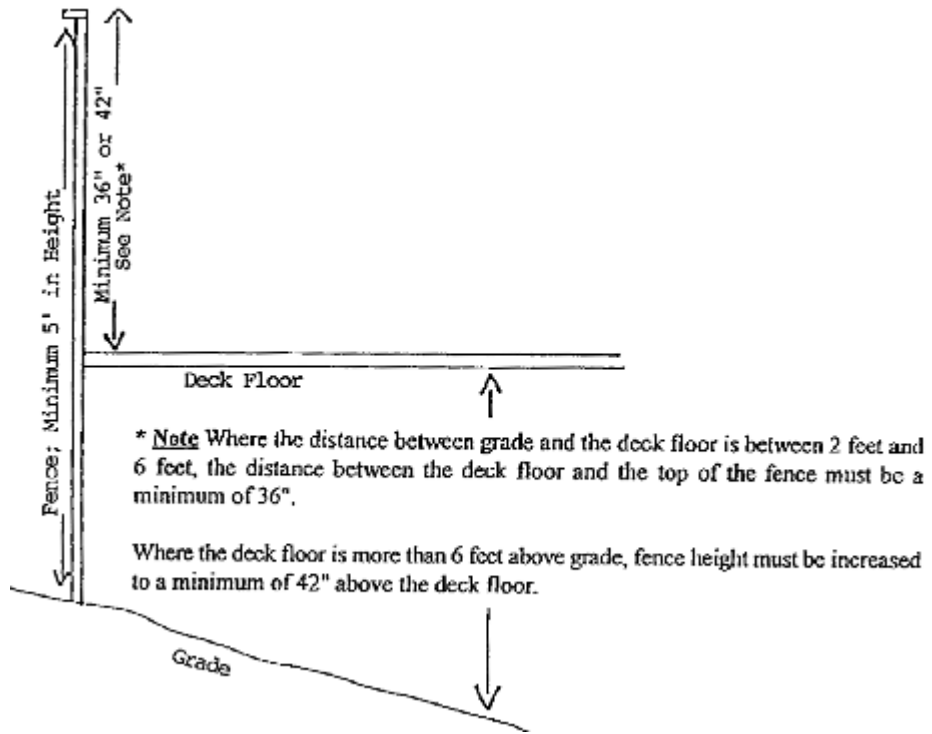
THIS IS TO CERTIFY that the By-law of which the foregoing is a true copy was duly passed at a duly called meeting of the Town Council of the Town of Antigonish duly held on the 21st day of June, 1993.

GIVEN under the hand of the Clerk and under the corporate seal of the Town of Antigonish this 28th day of June, 1993.



Brian MacNeil

Town Clerk



SCHEDULE A

Swimming Pool Building/Demolition Application Form

NAME: _____

ADDRESS: _____

POOL LOCATION: _____

BUILDING PERMIT APPLICATION FORM NUMBER: _____

DESCRIPTION: Inground / Above Ground

Size: _____

Height of lowest portion of enclosure: _____

SITE PLAN

Indicate street(s), lot lines, building(s), pool and enclosure.

SIGNATURE: _____ DATE: _____