

TOWN OF BRUNO
PRIVATE SWIMMING POOL BYLAW
BYLAW NO 07/2021

**A BYLAW TO MANAGE THE CONSTRUCTION, INSTALLATION, REPAIR,
MAINTENANCE AND/OR DEMOLITION AND TO REGULATE AND ENFORCE
THE USE OF PRIVATE SWIMMING POOLS**

THE PRIVATE SWIMMING POOL BYLAW

This bylaw shall be referred to as the "Swimming Pool Bylaw".

The Council of the Town of Bruno in the Province of Saskatchewan enacts as follows:

1. General Requirements.

- a) Swimming pools shall not be located within two meters of any structure other than a deck.
- b) Swimming pools and hot tubs or any part of the structure connected to a swimming pool or hot tub shall not be located within 1.2 meters of a side property line or 1.5 meters from a rear property line.
- c) Swimming pools and hot tubs shall not project beyond the front building line.
- d) Swimming pools and hot tubs shall not be located in a utility or drainage easement.
- e) 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:
 - i. the National Building Code of Canada
 - ii. the National Plumbing Code of Canada; and
 - iii. the Canadian Electrical Code.
- f) When there is a conflict between the regulations and the standards set out in Section 1 (e), the more stringent requirement shall prevail.

2. Definitions

In this Bylaw,

- a) "Town" means the Town of Bruno;
- b) 'horizontal structural member' means a main part of a fence to which other parts are attached and which runs parallel to grade;
- c) "occupant" includes a person residing at a property upon which a private swimming pool is situated or a person entitled to the property's possession if there is no person residing there and a leaseholder;

Certified a true copy of Bylaw # 07/2021

Adopted by resolution on July 20, 2021



Administrator

- d) "owner" means a person who has any right, title, estate or interest in a property upon which a private swimming pool is situated;
- e) "private swimming pool" mean an artificially created basin, chamber or tank, lined with concrete, fiberglass, vinyl or similar material, intended to contain water for the use of persons for swimming, diving, wading or other similar activity, which is at least 600 millimeters in depth, and includes pools situated on top of the ground and hot tubs;
- f) "designated person" means any person designated by the Town of Bruno to enforce bylaws within the Municipality; and
- g) "enclosure" means any structure or combination of structures which completely and continuously surround a private swimming pool on all sides.

3. Application

Except as otherwise provided, this Bylaw applies to all private swimming pools, including those in existence prior to this Bylaw.

4. Permit

- a) A person must obtain a building permit from the Town prior to the construction, erection or demolition of a private in-ground swimming pool.
- b) In order to obtain a building permit, a person must file with the Town a site plan and pool specifications.

5. Enclosure

- a) Every private swimming pool must be enclosed in accordance with this Section.
- b) The enclosure must be built prior to the swimming pool being filled with water.
- c) The enclosure must be properly maintained to comply with this bylaw at all times.
- d) The enclosure must be constructed as to minimize the risk of unauthorized entry into the pool area by a member of the public by crawling under, climbing over or crawling through.
- e) The enclosure must meet the following minimum standards:
 - i. the enclosure must have a minimum height of 1.5 meters measured on the exterior, or non-pool, side from the top of the enclosure to the nearest platform, deck or grade and must be non-climbable;
 - ii. the enclosure must not contain any gaps or openings which exceed 20 millimeters measured horizontally from one side of the gap or opening to the other; and
 - iii. if a fence forms part of an enclosure, the following will apply:
 - (a) parallel horizontal structural members, the tops of which are at least 1100 millimeters apart, as illustrated in the following diagram, may be located on the outside or non-pool side of the fence;
 - (b) parallel horizontal structural members, the tops of which are less than 1100 millimeters apart, must be on the inside or pool side of the fence;
 - (c) gaps of up to 100 millimeters are permitted between vertical fence boards or other vertical structural members if parallel horizontal structural members are at least 1100 millimeters apart;
 - (d) where diagonal structural members are used, they must be on the inside or pool side of the fence and gaps between the vertical members must not exceed 20 millimeters; and

- (e) if the fence is chain link, the mesh size must not exceed 50 millimeters and the wire core must be less than 11 gauge.

6. Gates and Self-Closing Devices

A gate which forms part of an enclosure must comply with the following:

- a) a gate must comply with the requirements for fences in Section 5 (e) of this Bylaw;
- b) all gates must be installed to swing outwards in the direction away from the swimming pool;
- c) all gates must be equipped with a self-closing device designed to return the gate to the closed position after each use, a self-latching device designed to hold the gate in the closed position after each use, and a locking device;
- d) the self-closing device, the self-latching device and the locking device must be maintained in working order at all times; and
- e) all gates must be anchored to fixed posts or secure structures on both hinge and latch sides.

7. Securing of Swimming Pool

When a swimming pool is not attended by the owner or occupant, gates, doors and other entrances to the pool area must be locked.

8. Hot Tubs

In the case of a private swimming pool which is a hot tub the requirements of Section 5, 6, 7 and 9 of this Bylaw do not apply if all the following provisions are complied with:

- a) the hot tub does not exceed 2.4 meters across the widest portion of the water surface;
- b) the hot tub has a cover with the strength to support the weight of an adult walking across the top;
- c) the hot tub has a lockable device to prevent access to the water by unauthorized persons; and
- d) the cover is maintained in place and locked at all times when the hot tub is unsupervised.

9. Walkway

Within the enclosure, a swimming pool must have a properly maintained access walkway around the swimming pool with a minimum width of 750 millimeters. The walkway must be within 1200 millimeters of the top of the swimming pool.

10. Safety Devices

The owner or occupants must have the following equipment present at the swimming pool at all times:

- a) a reaching pole of sufficient length to reach mid-pool;
- b) a first aid kit;
- c) a ring buoy no more than 15 inches in diameter attached to a rope of sufficient length to reach across the swimming pool;
- d) sufficient artificial light provided to permit safe swimming and rescue during periods of darkness; and
- e) that steps or ladders shall be provided at the shallow end of the pool if the vertical distance from the bottom of the pool to the deck or walk is over two feet. All steps leading to the pool must be non-slip design. There shall be no abrupt drop-offs or submerged projections into the pool, unless guarded by handrails.

11. Drainage System

- a) A swimming pool must have a discharge system which allows the swimming pool to drain into the sanitary sewer or the property upon which the swimming pool is located and which complies with all relevant legislation governing plumbing and drainage. The rate of discharge must not exceed 90 liters a minute.
- b) Under no circumstances shall water be drained of a swimming pool into any adjacent public or private property or any street, lane or walkway unless with a system of pipes or hoses.

12. Electrical

All electrical equipment attached to or within the vicinity of the pool shall follow the regulations of the Current Canadian Electrical Code.

13. Offences and Penalties

- a) Every person who contravenes a provision of this Bylaw is guilty of an offence and liable on a summary conviction to a minimum fine of \$100.00 and a maximum fine of \$1,000.00.
- b) A conviction for a contravention of any provision of this Bylaw does not relieve the person convicted from complying with this Bylaw.

14. Bylaw 11/09 is hereby repealed.

15. Coming Into Force

This Bylaw comes into force on the day of its final passing.

{Seal}



Mayor – Dale Glessman

CAO – Colette Radcliffe

Read a third time and adopted

this 20th day of July, 2021.

CAO – Colette Radcliffe