



## Pool Fence Permit Application

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### Town of The Blue Mountains

32 Mill Street, Box 310, Thornbury, ON N0H 2P0

Telephone: 519-599-3131 Fax: 519-599-6032

Toll Free: 1-888-258-6867 [www.thebluemountains.ca](http://www.thebluemountains.ca)

### Application to enclose a private swimming pool (fence to be constructed in accordance with By-law 2002-8)

#### Office Use Only

Application Number: \_\_\_\_\_ Date Received: \_\_\_\_\_ Roll Number: \_\_\_\_\_

#### Project Information

Property Address: \_\_\_\_\_

Project Value Estimate: \_\_\_\_\_

Area of Work (m<sup>2</sup>): \_\_\_\_\_

#### Applicant Information

Applicant is (check one): Owner \_\_\_\_\_ or Authorized Agent of Owner \_\_\_\_\_

Applicant Name: \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Cell/Alternate: \_\_\_\_\_

Fax: \_\_\_\_\_

#### Owner Information (if different from applicant)

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Cell/Alternate: \_\_\_\_\_

Fax: \_\_\_\_\_

#### Builder Information (optional)

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Cell/Alternate: \_\_\_\_\_

Fax: \_\_\_\_\_

#### Required Schedules

- i. Attach a copy of the Site Plan including all details of fence construction, setbacks from fence to pool's edge and fence to property lines
- ii. Attach Schedule 1 for individual(s) responsible for design details. **Note: Temporary fencing is required during construction.**

## Completeness and Compliance with Applicable Law

(check Yes or No)

- 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).

Yes \_\_\_ No \_\_\_

- ii. 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 Building Code Act, 1992, to be paid when the application is made.

Yes \_\_\_ No \_\_\_

- iii. 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 Building Code Act, 1992.

Yes \_\_\_ No \_\_\_

- iv. 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 Building Code Act, 1992 which enable the chief building official to determine whether the proposed building, construction or demolition will contravene any applicable law.

Yes \_\_\_ No \_\_\_

- v. The proposed building, construction or demolition will not contravene any applicable law.

Yes \_\_\_ No \_\_\_

## Declaration of Applicant

I, \_\_\_\_\_ declare that:

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., 2nd Floor. Toronto, M5G 2E5 (416) 585-6666.

# Schedule 1: Designer Information

Use one form for each individual who reviews and takes responsibility for design activities with respect to the project.

## A. Project Information

Building number, street name: \_\_\_\_\_ Unit no.: \_\_\_\_\_  
Municipality: \_\_\_\_\_ Province: \_\_\_\_\_ Postal Code: \_\_\_\_\_

## B. Individual Who Reviews and Takes Responsibility for Design Activities

Name: \_\_\_\_\_ Firm: \_\_\_\_\_  
Street address: \_\_\_\_\_ Unit no: \_\_\_\_\_  
Municipality: \_\_\_\_\_ Province: \_\_\_\_\_ Postal Code: \_\_\_\_\_  
Telephone: \_\_\_\_\_ Cell: \_\_\_\_\_ Email: \_\_\_\_\_

## C. Design Activities Undertaken by Individual Identified in Section B.

### [Building Code Table 3.5.2.1 of Division C]

Private Pool Fence

Description of Designers Work: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## D. Declaration of Designer

I \_\_\_\_\_ declare that (choose one as appropriate):  
(print name)

I review and take responsibility for the design work on behalf of a firm registered under subsection 3.2.4. of Division C, of the Building Code. I am qualified, and the firm is registered, in the appropriate classes/categories.

Individual BCIN: \_\_\_\_\_

Firm BCIN: \_\_\_\_\_

I review and take responsibility for the design and am qualified in the appropriate category as an "other designer" under subsection 3.2.5. of Division C, of the Building Code.

Individual BCIN: \_\_\_\_\_

Basis for exemption from registration: \_\_\_\_\_

The design work is exempt from the registration and qualification requirements of the Building Code.

Basis for exemption from registration and qualification: \_\_\_\_\_

I certify that:

1. The information contained in this schedule is true to the best of my knowledge.
2. I have submitted this application with the knowledge and consent of the firm.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Designer

### Note:

1. For the purposes of this form, "individual" means the "person" referred to in Clause 3.2.4.7 (1) d). of Division C, Article 3.2.5.1 of Division C, and all other persons who are exempt from qualification under Subsections 3.2.4. and 3.2.5. of Division C.
2. Schedule 1 is not required to be completed by a holder of a license, temporary license, or a certificate of authorization, issued by the Ontario Association of Architects. Schedule 1 is also not required to be completed by a holder of a license to practice, a limited license to practice, or a certificate of authorization, issued by the Association of Professional Engineers of Ontario.



## Memorandum of Understanding and Indemnity for the Installation of Private Pools

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### For use by Principal Authority

Application Number: \_\_\_\_\_ Roll Number: \_\_\_\_\_  
Date Received: \_\_\_\_\_

### Project Information

Owner: \_\_\_\_\_  
Building number, street name: \_\_\_\_\_ Unit number: \_\_\_\_\_  
Municipality: The Blue Mountains Postal Code: \_\_\_\_\_  
Plan/Other Description: \_\_\_\_\_

**This memorandum of Understanding and Indemnity made the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.**

Between: \_\_\_\_\_  
(hereinafter called the "Owner")

and

### **The Corporation of the Town of The Blue Mountains**

(hereinafter called the "Town")

Whereas the Owner is the Owner of certain land as described above;

And Whereas Swimming Pool Fence By-law No. 2008-8, as amended, requires the owner to obtain a pool fence permit prior to the installation or erection of a pool;

And Whereas Alteration and Fill By-law No. 2002-78 prohibits or regulates the placing or dumping of fill or the alteration of the grade of land, within the Town;

And Whereas the property is subject to a Subdivider's Agreement or a Condominium Agreement and the acceptance of the Works and the assumption of same has not commenced;

And Whereas the owner of the subject lands proposes to construct a pool on the property that may affect the lot grading and drainage;

Now therefore this memorandum of understanding witnesseth that the owner agrees and acknowledges as follows:

1. Not to affect the existing lot grading or intended design of the drainage patterns within 1.0 metres of all property boundaries.
2. To remediate any lot grading concerns associated with the installation of the pool to the satisfaction of The Blue Mountains.
3. The undersigned owner further agrees to indemnify The Blue Mountains for any loss or damages and all such costs resulting in the alteration to the approved drainage and grading plan.
4. The undersigned owner agrees to register this notice on title for any subsequent owners; the contents of this Memorandum of Understanding and Indemnity prior to the sale transaction unless released from this obligation by The Blue Mountains.
5. The undersigned owner hereby acknowledges that in issuing any building permit or permit for a swimming pool fence, the Corporation of The Town of The Blue Mountains does not permit or approve of any changes to the elevations or grading and drainage of the property which would adversely affect or cause damage to the surrounding properties.

**The owner further acknowledges where an issue with respect to drainage and/or grading arises during the construction activities associated with this acknowledgement; may be considered a civil matter and may be actionable.**

Signature of Homeowner(s): \_\_\_\_\_ Date: \_\_\_\_\_