



Pool Permit Requirements CHECKLIST

The following is a list of documents and information that is required to be submitted at the time of an application for a Pool Permit. Digital submissions may be emailed to poolpermit@king.ca.

Checklist	Requirements
	Application Form for a Pool Permit
	Site Plan / Survey showing: <ul style="list-style-type: none"> • Pool and pool equipment location and setbacks from all property lines, buildings, easements, septic tank and bed (if applicable) and other existing and proposed structures. • Overview of all hardscape/impervious surfaces on the property in m² (house footprint including garage, driveway - excluding the portion within the road allowance, porches/loggias/decks, walkways, accessory buildings/structures, pool, pool equipment pad/shed, interlock/concrete/pavers, artificial turf, sports courts, etc.)
	Pool Enclosure Drawing & Details <ul style="list-style-type: none"> • All pool enclosure details as set out in Fence By-law 2012-132 shall be demonstrated. • If the enclosure is already existing, photos of the <u>exterior</u> side of the enclosure should be submitted.
	Grading & Drainage Plan showing (at a minimum): <ul style="list-style-type: none"> • Existing and proposed grading using geodetic elevations, swales, slope direction and percentage.
	Pre-Construction Photos: <ul style="list-style-type: none"> • Municipal Road Allowance (Road, Curb/Ditch, Sidewalk, Boulevard) • Area of Construction and Construction Access • Property Lines
	Contractor General Liability Insurance Details
	If your property is in a new (unassumed) subdivision, approval & certification of the proposed works is required from the Developer and their Engineering Consultant. An application with the Township of King will only be required for the Pool Enclosure.
	Other documents that pertain to your project (i.e. Conservation Authority Clearance, Committee of Adjustment approval).
	Submission of Required Fees in accordance with the Fees and Charges By-law (2021 Fees Below): <ul style="list-style-type: none"> • In-Ground and On-Ground Pool Permit Fee: \$750.00 • Above-Ground and Unassumed Pool Permit Fee: \$250.00
	Submission of Security Deposit <ul style="list-style-type: none"> • In-Ground and On-Ground Pool Security Deposit: \$5,000.00 • Above-Ground Pool Enclosure Security Deposit: \$500.00

Prior to the release of the Security Deposit, it is the responsibility of the Owner to arrange the following:

- Inspection from the Public Works Department for the Pool Enclosure, Grading, and Road Damage. The inspection for the Pool Enclosure shall be completed and approved prior to any water being placed into the pool. Inspection requests can be made to poolpermit@king.ca.
- If your property is in a new (unassumed) subdivision, a 'Certificate of Grading', signed and stamped by the Developer's Engineering Consultant shall be submitted.

- iii. where a privacy screen is located on a raised deck or platform it shall be less than 2.6 m (8.53 ft.) in height.
- c. No single length of a privacy screen shall be longer than 5 m (16.41 ft.).

PART 7- POOL ENCLOSURES

Application

19. ~~The provisions of this part shall apply to all enclosures constructed from the date of passage of this By-law.~~

The provisions of this part shall apply to all enclosures constructed from the date of passage of this By-law and to all pools constructed prior to the date of passage of this By-law, unless such pool was constructed in accordance with the fence and enclosure requirements of By-law 2005-112, or any predecessor thereof, that applied at the time of construction. **Amended by By-law 2021-005.**

20. At such time as a lawfully existing enclosure is replaced or substantially altered the replacement or altered enclosure shall be constructed in compliance with this By-law.

Pool Enclosure Requirements

21. No Person shall construct or install a pool, cause a pool to be constructed or installed or commence the construction or installation of a pool without first obtaining a pool enclosure permit from the ~~Chief Building Official~~ **Director of Public Works. Amended by By-law 2021-041.**
22. No Person shall construct or install, **operate or have** a pool, cause a pool to be constructed, ~~or installed~~ **or operated**, or commence the construction or installation of an enclosure except in accordance with the following regulations: **Amended by By-law 2021-005.**

- a. A wall including the outside wall of a building may be used as one or more sides of an enclosure provided that the main entrance to the building shall not be located in such a wall. If a service entrance is located in such wall it shall have a self-closing door equipped with a self-latch device located not less than 1.22 m (4 ft.) above the bottom of the door.
- b. The enclosure shall be a minimum of 1.22 m (4 ft.) in height above the grade of the lands located on the outside of the enclosure located within 0.92 m (3 ft.) of the fence.
 - i. Notwithstanding Section 22.b, if an enclosure is erected in compliance with this provision and the grade of the lands that are adjacent to the lot on which the pool is erected is raised, the enclosure shall be deemed to remain in compliance.
- c. The enclosure shall be substantially supported to provide stability, safety and strength and shall meet the following regulations:

Chain Link Fencing

- i. If the enclosure is of chain link construction the enclosure shall be not less than 12 gauge wire with the opening no more than 3.7 cm (1.5 in.) mesh, measured at the widest part, or other chain link of equivalent strength with the mesh opening not exceeding 3.7 cm (1.5 in.), measured at the widest part.

Wood Fencing

- ii. If the enclosure is of wood construction the enclosure shall be:
 - a) of wood board or other material intended for use in permanent fencing and shall:
 - i. have vertical boards or pickets which are not more than 3.8 cm (1.5 in.) apart where the horizontal rails are spaced closer than 1.22 m (4 ft.), and not more than 10 cm (4 in. nominal) apart where the horizontal rails are spaced at least 1.22 m (4 ft.) apart; and
 - ii. the vertical boards shall not be less than 2.5 cm (1 in. nominal) times 10 cm (4 in. nominal) in size. The rails shall be supported on substantial posts with a minimum dimension of 10 cm (4 in. nominal) spaced not more than 2.44 m (8 ft.) apart and imbedded to a minimum depth of 0.61 m (2 ft.) below grade.
 - d. All enclosures shall be constructed so that there shall not be a projection, rail, attachment or bracing that will facilitate the climbing thereof from the outside.
 - e. All enclosures shall be no closer than 1.22 m (4 ft.) from a projection, rail, attachment or bracing on an adjacent property that would facilitate the climbing thereof from the outside.
 - f. All enclosures shall be located not more than 10 cm (4 in. nominal) above the ground level at any point.

Gate

- g. Any gate forming part of the enclosure shall be:
 - i. supported by hinges and be equipped with self-closing and self-latching devices on the inside of the gate at a point not less than 1.22 m (4 ft.) in height; and
 - ii. constructed of the same or of similar material of not less than equivalent strength as that of the supporting enclosure; and
 - iii. comply with the regulations of wood and or chain link construction in accordance with this By-law; and
 - iv. comply with the height requirements for the enclosure; and
 - v. kept closed and locked at all times.

Temporary Fence During Construction

- 23. No person shall place water in a pool or allow water to remain therein unless an enclosure has been erected in compliance with the requirements of this By-law.
- 24. Notwithstanding Section 23, where a person is constructing or causing to be constructed a pool for which a pool enclosure permit has been issued, or where a pool has been placed on the property, a person may place water in

such pool or cause or permit water to remain in such pool, only where temporary fencing has been erected.

25. Temporary fencing shall be replaced with a permanent enclosure that fully complies with this By-law when the ~~Chief Building Official~~ **Director of Public Works** or Manager directs replacement or when construction of the pool is substantially complete, whichever occurs first. **Amended by By-law 2021-041.**
26. In determining whether to direct replacement of temporary fencing, the ~~Chief Building Official~~ **Director of Public Works** or Manager shall consider, among other factors, whether construction is proceeding expeditiously, whether temporary fencing is being adequately maintained and whether safety might be compromised without a permanent enclosure. **Amended by By-law 2021-041.**

Special Provisions/Exemptions

27. Hot tubs, whirlpools and spas ("structure"), need not be surrounded by an enclosure provided the "structure" is equipped with a hard cover capable of holding 90.11 kgs (200lbs), which is fitted to the "structure" and locked to prevent access when the "structure" is not in use.
28. Notwithstanding Section 23, if a pool enclosure permit has been obtained for a temporary pool, the temporary pool may be reinstalled and refilled with water without additional permits or inspections provided there have been no alterations to the enclosure.

Application - Pool Enclosure Permit

29. Every application for a pool enclosure permit shall be accompanied by:
- a. ~~two sets of plans showing the location of the pool, all proposed equipment (such as filters and heaters) and proposed pumps, landscape features in relation to property lines, buildings (including decks and sheds), and any easements;~~

Submissions identified in the Pool Permit Requirement Checklist (as determined by the Director of Public Works; and

- b. ~~complete detailed drawings of the proposed enclosure including the location and type of proposed enclosure and pool equipment;~~

Fees and Deposits identified in the Township's Fees and Charges By-law.

- c. ~~the permit fee specified in the Township Building -Classes of Permits and Permit Fees By-law; and~~
- d. ~~where the proposed pool is within an un-assumed plan of subdivision, the written approval of the developer/owner of the subdivision.~~

Amended by By-law 2021-041.

30. The ~~Chief Building Official~~ **Director of Public Works** shall issue a pool enclosure permit where all ~~plans, drawings and approvals~~ **submission requirements** have been obtained and submitted comply with all applicable regulations and the requirements of this By-law have been met.

FENCE BY-LAW 2012-132

~~31. Without limiting the generality of Section 30, the Chief Building Official shall not issue the a pool enclosure permit unless a site alteration permit, if required, has been obtained through the Engineering and Public Works Department and the proposed location of the pool and enclosure complies with the Township Zoning By-laws and any other applicable Regulations, By-laws and or, approvals.~~

Without limiting generality of Section 30, the Director of Public Works shall not issue a pool enclosure permit unless the proposed location of the pool, including the enclosure and outdoor amenity areas complies with applicable Zoning By-laws and Site Plan Control (if applicable). **Amended by By-law 2021-041.**

PART 8 -CONSTRUCTION AND MAINTENANCE

Restrictions

32. Every fence, noise attenuation barrier, privacy screen and hoarding, shall be designed and installed in such a manner as to meet its intended function.

33. All surfaces (fence, noise attenuation barrier, privacy screen or hoarding) that have been previously painted, stained, varnished or which have received other similar protective finishes shall be maintained without visible deterioration.

34. Every fence, noise attenuation barrier, privacy screen and hoarding shall be maintained in a structurally sound condition and in good repair.

35. Every fence, noise attenuation barrier, privacy screen, and hoarding must not present an unsightly appearance that is deleterious to the neighbouring environment.

Graffiti

36. No Person shall place graffiti or cause or permit graffiti to be placed on any fence, privacy screen, noise attenuation barrier, and or, hoarding.

37. Every owner shall at all times maintain their fence, privacy screen, noise attenuation barrier and or hoarding free of graffiti.

Temporary Fencing - Unsafe

38. Where, in the opinion of the of the Manager a property contains an unsafe situation or hazard to the public the Manager may require the owner to erect such fencing as the Manager deems appropriate to the circumstances.

PART 9 - ENFORCEMENT

Inspection

39. An Officer, upon producing the appropriate identification, may enter on to land and inspect any lands to determine whether the provisions of this By-law, an order issued under this By-law or a condition of the permit issued under this By-law have been complied with.

Obstruction

40. No Person shall hinder or obstruct, or attempt to hinder or obstruct, any Person who is exercising a power or performing a duty under this By-law.

Order to Discontinue Activity

41. If an Officer has reasonable and probable grounds to believe that a contravention of this By-law has occurred, the Officer may make an order requiring the owner of the land and person who contravened the By-law, or who caused or permitted the contravention, or the owner or occupier of the