

BYLAW
Village of Caronport, Province of Saskatchewan
Bylaw #: 2008-01

A Bylaw of the Village of Caronport in the Province of Saskatchewan, to provide for Private Swimming Pools.

The council of the Village of Caronport, in the Province of Saskatchewan, in open session, duly assembled, enacts as follows:

SHORT TITLE

1. This Bylaw may be cited as The Private Swimming pools Bylaw.

PURPOSE

2. The purpose of this bylaw is to specify, regulate and enforce the use of safety measures in connection with private swimming pools

DEFINITIONS

3. In this bylaw, the following terms and words shall have the following meanings:
 - (a) the term "**Council**" means the elected officials of the Village of Caronport;
 - (b) the term "**horizontal structural member**" means a main part of a fence to which other parts are attached and which runs parallel to grade;
 - (c) the term "**occupant**" includes a person residing at a property upon which a private swimming pool is situate or a person entitled to the property's possession if there is no person residing there and a leaseholder;
 - (d) the term "**owner**" means a person who has any right, title, estate or interest in a property upon which a private swimming pool is situate; and
 - (e) the term "**private swimming pool**" means an artificially created basin, 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 mm (23.6 inches) in depth, and includes pools situated on top of the ground and hot tubs.

APPLICATION

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

PERMIT

5. (1) A person must obtain a swimming pool construction permit from the Village Administrator prior to the construction, erection, or modification of a private swimming pool, filing a prescribed application form with a site plan.

ENCLOSURE

6. (1) Every private swimming pool must be enclosed in accordance with this Section.
- (2) The enclosure must be properly maintained to comply with this Bylaw at all times.
- (3) The enclosure must meet the following standards:
 - (a) a minimum height of 1.5 metres (5 feet) measured on the exterior, or non-pool, side from the top of the enclosure to the nearest platform, deck or grade;
 - (b) diagonal structural members must be on the inside or pool side of the fence and gaps between the vertical members must not exceed 20 millimeters (0.8 inches) ; and
 - (c) if the fence is chain link, the mesh size must not exceed 50 millimeters (2 inches) and the wire core must not be less than 11 gauge.
 - (d) or, an alternate enclosure design that is deemed suitable by the Council.

GATES AND SELF-CLOSING DEVICES

7. (1) 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 6(3) of this Bylaw;
 - (b) all gates must be installed to swing outward 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.

SECURING OF SWIMMING POOL

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

HOT TUBS

9. In the case of a private swimming pool which is an outdoor hot tub the requirements of Sections 5, 6, 7 and 8 of this Bylaw do not apply if the following provisions are complied with:
 - (a) the hot tub has a lockable device to prevent access to the water by unauthorized persons; and
 - (b) the cover is maintained in place and secured in a childproof manner when the hot tub is unsupervised.

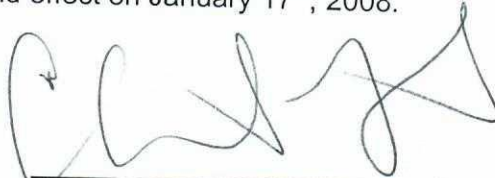
OFFENCES AND PENALTIES

10. (1) Every person who contravenes a provision of this Bylaw is guilty of an offence and liable on summary conviction to a minimum fine of \$100.00 and a maximum fine of \$1,000.00.
- (2) A conviction for a contravention of any provision of this Bylaw does not relieve the person convicted from complying with this Bylaw, and the convicting judge or justice may, in addition to the fine imposed, order the person to do any act or work, within a specified time, to comply with the Bylaw.
- (3) The Court may, in default of payment of a fine imposed under this Bylaw, order imprisonment of an individual for a term not exceeding one year.

Coming Into Force

11. This Bylaw # 2008-01 comes into force and effect on January 17th, 2008.

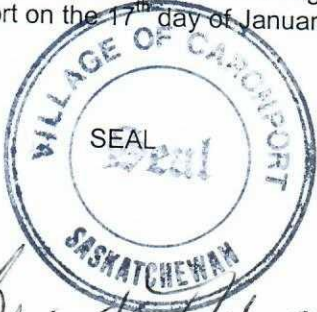



~~Royden Taylor, Mayor~~ Deputy
Clint Goetz


Brenda Thiessen, Administrator

Read a third time and adopted by
The council of the Village of Caronport
On the 17th Day of January 2008.

Certified a true copy of Bylaw #2008-01
adopted by the council of The Village of
Caronport on the 17th day of January 2008.




Brenda Thiessen, Administrator