



Excerpt from Corp. of the Town of Prescott's  
Zoning By-Law #09-2009  
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## 4.2.2 Swimming Pools

Private swimming pools, both above-ground and in-ground both open and covered, shall be permitted subject to any By-law of the Town of Prescott regarding swimming pools and the following requirements:

### (a) Open Pools

(i) Open pool areas shall be totally enclosed by a fence and a self-locking gate, each constructed of suitable materials, and each having a minimum height of 1.5 m [4.92 ft] to prevent unauthorized entry;

(ii) Where a pool is an above-ground pool, any combination of the pool wall, surrounding fence or structure totalling a minimum of 1.5 m [4.92 ft] in height shall be deemed to meet the fencing requirements and provided that there is a self-locking gate or equivalent arrangement to prevent unauthorized entry;

(iii) The required fence shall not be located closer than 0.91 m [3 ft] from the edge of any outdoor swimming pool;

(iv) The maximum height of an above-ground pool shall not be more than 2 m [6.6 ft] above grade;

(v) Any building or structure, other than a dwelling, required for changing clothing or pumping, filtering or storage or any similar purposes shall comply with the provisions respecting accessory uses and structures; (any accessory structure larger than 10 sq. m (108 sq. ft) requires a building permit)

(vi) No part of an open pool including an associated apron or platform which is in a front or side yard shall be constructed closer to a street line than the requirements for a main building in the zone within which it is located nor closer to the lot line in a rear yard than the minimum distance required for an accessory use or structure; and

(vii) No accessory building or structure that could be used to assist in gaining unauthorized access to the pool shall be located less than 1.22 m [4 ft] from the outside edge of the pool wall of an in-ground pool or 1.22 m [4 ft] from the outside edge of a fence surrounding an above-ground pool.

(viii) Any fence required to secure an outdoor swimming pool from unauthorized entry shall not be located closer than 0.91 m [3 ft] from the outside edge of a pool wall of any outdoor swimming pool.

### (b) Covered Pools

Covered pools shall conform with the accessory building requirements contained in Section 4.2.1.

### (c) Pools in the Flood Plain

The establishment of any swimming pool in an identified flood plain area shall be subject to the approval of the appropriate agency.

(d) No person shall fill a privately owned outdoor swimming pool with water or allow water to remain therein or in an excavation, until the provisions of this by-law and the Town's Fence By-law have been complied therewith.

Fees: \$50 pool permit fee + \$100 deferral fee\*\* = \$150.00. \*\*Deferral fee will be refunded once inspections are complete and the pool permit closes within a one-year time frame.

# Building Permit Application for Pool Installation

Owner's Name:..... Home Phone:.....

Mailing Address: ..... Work Phone:.....

Cell Phone:.....

Contractor's Name:..... Work Phone:.....

Mailing Address:..... Cell Phone:.....

Value of Construction:.....

Address of Construction Project:.....

.....

On the .....north south east west..... side between.....street.....and...street.....

Above Ground

In- Ground

On Ground

Sitting:

Front Yard

Rear Yard

Side Yard

Side Yard

Construction Details and provide construction drawings.....

.....  
.....  
.....  
.....  
.....  
.....  
.....

**Complete site plan on page 3.** Draw and dimension all building, underground services, dimension property, dimension setbacks from building to property lines, show location of new construction.

All of the statements and representations contained in the attached documents filed in support of this application shall be deemed part of this application for all purposes. Sufficient information shall be submitted with each application to enable the Chief Building Official to determine whether or not the proposed work will conform with the *Building Code Act* and regulations thereunder and any other applicable law.

**Declaration:**

I, the undersigned,.....am the authorized owner/ agent of the owner named above application and I certify the truth of all the statements or representations contained therein.

I understand that the issuance of a permit shall not be deemed a waiver of any of the provisions of any by-laws or requirements of the *Building Code Act* or regulations made thereunder, not withstanding anything included in or omitted from the plans or other material filed in support of or connection with the above application.

I acknowledge that in the event a permit is issued, any departure from plans, specifications or building locations proposed in the above application is prohibited and such could result in the permit being revoked.

I further acknowledge that in the event the permit is revoked for any cause or irregularity or non-conformity with by-laws or requirements of the *Building Code Act*, or regulations made thereunder, there shall be no right of claim whatsoever against the corporation or any official thereof and any such claim is hereby expressly waived.

***Corporation for the Town of Prescott,***

***Prescott, Ontario***

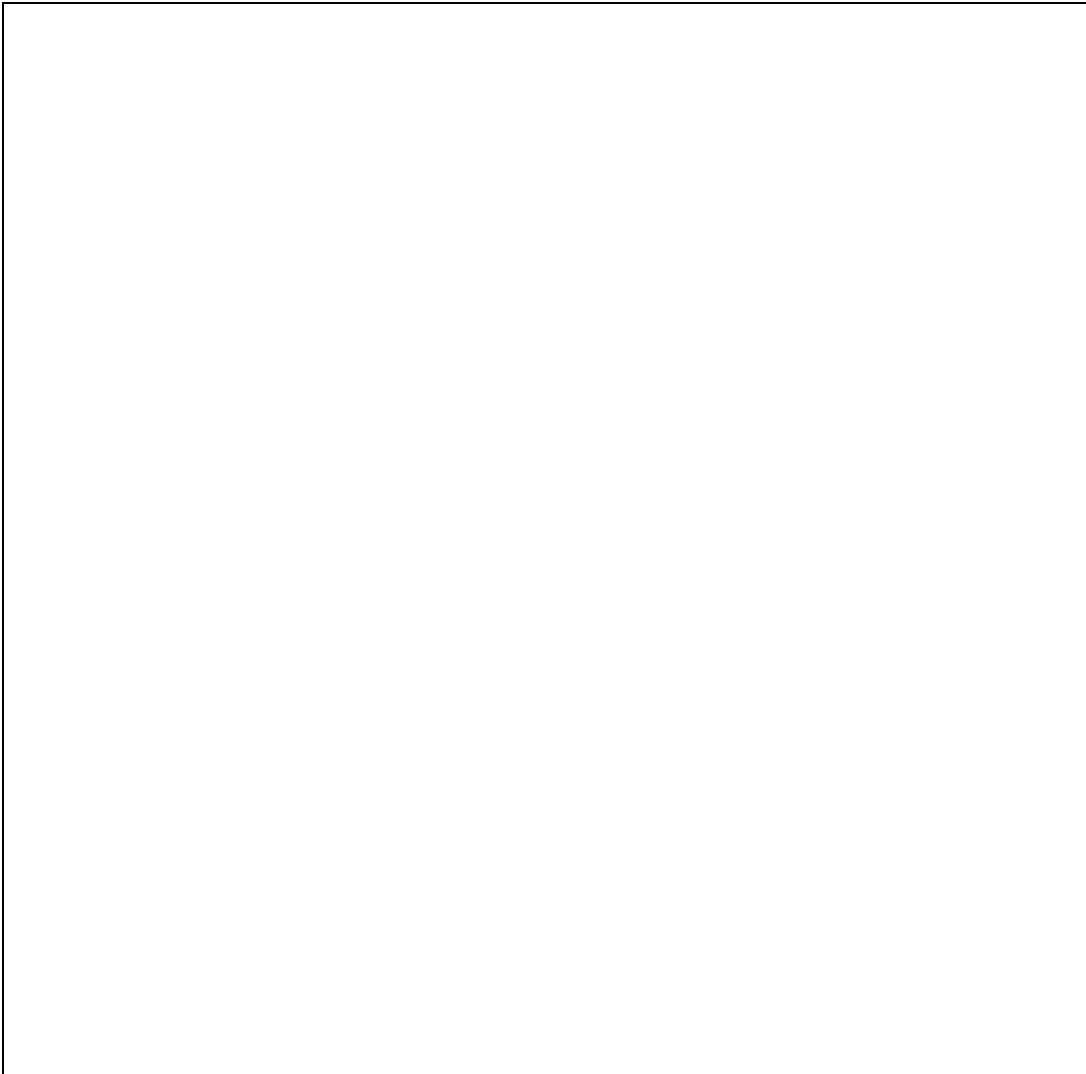
Dated at.....the.....day of ....., 20\_\_

Signature of Owner/ Agent.....

Signature of Building Inspector.....

# Site Plan

Street or Rear Lot line



Street or Front Lot line