

CITY OF YORKTON BYLAW NO. 2077

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CITY OF YORKTON

SASKATCHEWAN

BYLAW NO. 2055

**A BYLAW OF THE CITY OF YORKTON TO ENSURE SAFE CONSTRUCTION AND
OPERATION OF PRIVATE SWIMMING POOLS.**

WHEREAS the Council of the City of Yorkton is determined to ensure the safe construction and operation of private swimming pools in the City of Yorkton.

NOW THEREFORE the Council of the City of Yorkton enacts as follows:

1. THAT the following definitions shall apply in the interpretation and enforcement of this Bylaw:
 - (a) "Swimming Pool" - shall mean any structure, basin, chamber, or tank containing an artificial body of water for swimming, diving, or recreational bathing and having a depth of eighteen (18) inches or more at any point, and with a surface area exceeding one hundred (100) square feet.
 - (b) "Private Swimming Pool" - shall mean and include a swimming pool that is not defined as a public swimming pool in the Saskatchewan Regulations 144/71 under The Public Health Act (OC585-71).
 - (c) "Owner" - means a person or his authorized agent and includes a lessee or tenant in possession of property on which a private swimming pool is located.
2.
 - (a) No swimming pool shall be constructed unless a building permit authorizing the construction thereof is first obtained.
 - (b) All applications for a permit to construct a swimming pool shall be accompanied by plans and specifications showing or stating:
 1. The size and location of the swimming pool in relation to the property line and buildings on the property;
 2. The height of and the construction details of the fence for the swimming pool area including the location of gates or doors giving access to the swimming

- pool;
3. The details of the system for filling the swimming pool and location of same;
 4. The details of the system to be used to drain and including the rate of discharge and place where the drain water is to be deposited.
3. All swimming pools shall be enclosed with a fence:
- (a) Every fence shall extend from the ground for a height of not less than five (5) feet throughout and shall be measured from the exterior of same;
 - (b) Openings in the fence shall not exceed four (4) inches.
 - (c) Every fence having a gate or gates, or door or doors shall be equipped with a self-closing and self-latching device placed at the top and on the inside of same, and all such gates and/or doors shall be locked at all times when the pool is not in use or under the supervision of a responsible person over the age of sixteen (16) years.
 - (d) No gate or door shall be less than five (5) feet in height nor have a width exceeding four (4) feet;
 - (e) Every fence shall be so constructed that all horizontal and diagonal structural members of same shall be located on the inside or pool side of the fence.
 - (f) Buildings situated on the property on which the pool is to be constructed or erected may be utilized to effectively enclose any pool.
4. Every pool shall provide an access walkway around the pool, having a minimum width of three (3) feet.
5. Steps or ladders shall be provided at the shallow end of the pool if the vertical distances from the bottom of the pool to the deck or walk is over two (2) feet; a metal ladder shall be provided at the deep end of the pool; steps leading into the pool shall be of non-slip design and shall have a minimum tread of twelve (12) inches and a maximum rise or height of ten (10) inches. There shall be no abrupt drop-off or submerged projections into the pool unless guarded by hand rails.
6. Private swimming pools shall be equipped with the following safety devices, which shall be readily accessible in the event of an emergency:
- (a) One ring buoy not more than fifteen (15) inches in diameter to which shall be attached a rope of 1/4 inch in diameter and a length of at least equal to the greatest

- dimensions of the swimming pool;
 - (b) One life pole or shepherd's crook type of pole at least two (2) feet longer than one-half (1/2) the width of the pool and having blunted ends;
 - (c) A standard first-aid kit for swimming pools;
 - (d) Emergency battery operated flood lighting equipment.
7. A life-line shall be provided two (2) feet towards the shallow portion from:
- (a) The break in grade between the shallow and the deep portions, or
 - (b) Where the depth of water is five (5) feet or more, and its position marked with colored floats at least every five (5) feet.
8. (a) All swimming pools shall be filled through a system of piping arranged so that the opening discharging into the pool is not less than six (6) inches above the overflow of the swimming pool.
- (b)
 1. There shall be water filters, pumping equipment purification systems and piping in respect of a swimming pool regulated by this Bylaw as approved by the Medical Health Officer in and for the City of Yorkton before being put into use.
 2. The owner-operator of a swimming pool shall maintain the water in a clean condition at all times.
 3. The owner of every residential swimming pool shall be in possession of equipment suitable for the testing of the chlorine content and the alkalinity of the water in the pool.
 - (c) Except as provided in Article 8 (d) all water from the swimming pool shall be disposed of by means of pumping at a controlled rate through a system of pipes directly into a storm sewer where a storm sewer is available or into a domestic sewer where the storm sewer is not available.
 - (d) The proposals to dispose of water from the swimming pool by means other than as required in Article 8 (c) shall be submitted in writing to the Works Superintendent who shall issue a written approval after satisfying himself that the proposal is no more objectionable to the adjoining properties and to the neighbourhood than those systems required by Article 8 (c).
 - (e) Where water from the swimming pool cannot be satisfactorily discharged on the

property on which the swimming pool is located, it shall be conveyed only in an approved system of pipes and in the case of private property, only with the owner's permission.

9.
 - (a) Where diving boards are installed up to one (1) meter above the water, the depth of the pool shall not be less than eight (8) feet within the diving area;
 - (b) Where diving boards are installed over one (1) and up to two (2) meters above the water, the depth of the water shall not be less than ten (10) feet within the diving area;
 - (c) Where diving boards are installed in excess of two (2) meters above the water, the depth of water shall not be less than twelve (12) feet within the diving area.
10.
 - (a) No person shall enter or suffer or permit any other person to enter the water of a private pool during a period of darkness unless sufficient lighting is provided to permit the safe swimming and rescue:
 1. Under water lighting shall not be permitted;
 2. Area and pool lighting shall be designed to provide a minimum of fifty (50) foot candles at deck level;
 3. All wiring in connection with requirements for artificial swimming pools for lighting or power shall comply with Provincial regulations governing the installation of electrical wiring.
 - (b) No person shall enter the water or suffer or permit any other person to enter the water of a private swimming pool during a rain storm, thunder storm or hail storm.
11.
 - (a) An owner of a private swimming pool shall not permit or suffer his or her private swimming pool to be operated or used before first obtaining an annual use permit from the Building Department of the City of Yorkton. The Building and Development Officer shall inspect each pool before issuing an annual permit.
 - (b) A fee of Five Dollars (\$5.00) shall be paid to the City upon application for said permit.
12. No person shall fill a private swimming pool with water or maintain or use such pool until the provisions of this Bylaw have been complied with.
13. The enforcement of this Bylaw shall be under the jurisdiction of the Building and

Development Officer of the City of Yorkton.

14. Any person who has failed to comply with or contravenes the provisions of this Bylaw is guilty of an offence, and is liable on summary and conviction to a fine of not less than One Hundred Dollars (\$100.00) and not more than Five Hundred Dollars (\$500.00), exclusive of costs.
15. The provisions of this Bylaw shall come into force and take effect on the date of the final passing thereof.

Introduced and read a first time this 24th day of July A. D. 1978.

Read a second time this 14th day of August A. D. 1978.

Read a third time this 21st day of August A. D. 1978 and passed unanimously and registered in the Bylaw Register of the City of Yorkton.

Mayor

City Clerk