

SWIMMING POOL ENCLOSURES

WHEN IS A PERMIT REQUIRED?

Markham's Swimming Pool By-law (2015-96) requires that a pool enclosure permit be obtained from the Building Department prior to the construction / installation of a privately owned pool.

This applies to any body of water located outdoors on privately-owned property, contained in whole by artificial means, in which the depth of water at any point can exceed 0.6 m (24 inches).

Detailed criteria for the design of the pool enclosure are outlined in Markham's Swimming Pool By-law. Copies of the By-law are available on the City's website.

SUBMISSION REQUIREMENTS

All applications must submit the following forms and documents:

- Application for a Swimming Pool Enclosure Permit (form)
- Applicable Law Checklist*
- Lot Grading Undertaking (Swimming Pool)
- Alectra Utilities Approval (stamped and signed by Alectra)
- Site Plan indicating:
 - Details of the proposed fence (height, type of material, location)
 - Gate location (must be self-closing and self-latching)
- Permit fee (pursuant to the City of Markham Fee By-law)

Note: Where compliance with an Applicable Law is required, the approval documentation is required to be submitted with the pool enclosure permit application (e.g., Toronto Region Conservation Authority permit).

The following **additional** item is required to be submitted for in-ground pools:

- Lot Grading Deposit (\$5,000)



Application for a Swimming Pool Enclosure Permit

Pursuant to the Pool Enclosure By-law (By-law 2015-96, as amended)

For use by City of Markham

Application number:

Date received:

A. Project Information

Street address		Unit number	Lot/con.
Municipality	Postal code	Project value estimate \$	
1. Is the swimming pool located on a corner lot: <input type="checkbox"/> Yes <input type="checkbox"/> No 2. Is the swimming pool located in the rear yard: <input type="checkbox"/> Yes <input type="checkbox"/> No 3. Does this lot abut lands regulated by the Toronto & Regional Conservation Authority: <input type="checkbox"/> Yes <input type="checkbox"/> No			

B. Applicant

Applicant is: Owner Authorized agent of the Owner

Last name	First name	Corporation or partnership	
Street address		Unit number	
Municipality	Postal code	Province	Email
Telephone number	Fax	Cell Number	

C. Owner (if different from Applicant)

Last name	First name	Corporation or partnership	
Street address		Unit number	
Municipality	Postal code	Province	E-mail
Telephone number	Fax	Cell number	

D. Pool Installer (optional)

Last name	First name	Corporation or partnership	
Street address		Unit number	
Municipality	Postal code	Province	E-mail
Telephone number	Fax	Cell number	

E. Purpose of Application

Type of pool: In-ground Above ground

Type of Enclosure: Wood fence Chain link Other (Specify): _____

F. Declaration of Applicant

I _____ certify that:

(print name)

- The information contained in this application, the attached plans and specifications and other attached documentation is true to the best of my knowledge.
- I have authority to bind the corporation or partnership (if applicable).

_____ Date _____ Signature of Applicant

Personal information contained in this form is collected under the authority of the Pool Enclosure By-law 2015-96, as amended [the By-law], and will be used in the administration and enforcement of the By-law. Questions about the collection of personal information may be addressed to the Chief Building Official of the City of Markham.



Applicable Law Checklist

This form is used to confirm approvals from other agencies that are required before a building permit can be issued

Address	Application No.	Date Received
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	YES	NO
Zoning Bylaws ♦ City Planning Department		
Is/was relief required to permit a minor zoning variance in your proposal?	<input type="checkbox"/>	<input type="checkbox"/>
Is/was rezoning required to permit the proposed building or land use?	<input type="checkbox"/>	<input type="checkbox"/>
Is this property subject to a Minister's Zoning Order or Provincial Zoning Regulation?	<input type="checkbox"/>	<input type="checkbox"/>
Is a land division or subdivision required and not yet fully completed?	<input type="checkbox"/>	<input type="checkbox"/>
Are municipal services required but not yet completed or available?	<input type="checkbox"/>	<input type="checkbox"/>
Planning Approval ♦ City Planning Department		
Does this development require site plan approval from the Planning Department?	<input type="checkbox"/>	<input type="checkbox"/>
Heritage ♦ City Planning Department		
Are you demolishing a building that is listed on the City's heritage inventory?	<input type="checkbox"/>	<input type="checkbox"/>
Is the building designated or in the process of being designated?	<input type="checkbox"/>	<input type="checkbox"/>
Is the property located in a heritage district or study area?	<input type="checkbox"/>	<input type="checkbox"/>
Construction and Fill Permits ♦ Toronto Region Conservation Authority		
Does the property abut a ravine, watercourse, wetland or shoreline?	<input type="checkbox"/>	<input type="checkbox"/>
Building & Land Use Permits ♦ Ontario Ministry of Transportation		
Is the property within 45 m of a highway or 180 m from any highway intersection?	<input type="checkbox"/>	<input type="checkbox"/>
Is the property within 395 m of a controlled highway intersection?	<input type="checkbox"/>	<input type="checkbox"/>
Is this a major traffic generating project located within 800 m of a highway?	<input type="checkbox"/>	<input type="checkbox"/>
Environmental Approvals ♦ Ontario Ministry of Environment		
Is an RSC required to be filed because of a change to more sensitive land use?	<input type="checkbox"/>	<input type="checkbox"/>
Is the property a former waste disposal site?	<input type="checkbox"/>	<input type="checkbox"/>
Is this project a major industrial, commercial or government project?	<input type="checkbox"/>	<input type="checkbox"/>
Is this a renewable energy project?	<input type="checkbox"/>	<input type="checkbox"/>
Clean Water Act ♦ Region of York / TRCA		
Is a Containment Management Plan required to be filed due to bulk fuels or chemical handling?	<input type="checkbox"/>	<input type="checkbox"/>
Does the project involve construction of a new building or addition within a Well Head Protection Area?	<input type="checkbox"/>	<input type="checkbox"/>
Agriculture and Farms ♦ Ontario Ministry of Agriculture and Food		
Is this a farm building that will house animals or manure?	<input type="checkbox"/>	<input type="checkbox"/>
Is this a milk processing plant?	<input type="checkbox"/>	<input type="checkbox"/>
Education / Child Care Centres ♦ Ontario Ministry of Education		
Is a daycare proposed in any part of the building?	<input type="checkbox"/>	<input type="checkbox"/>
Is this permit for the demolition of a school operated by the public or separate school boards?	<input type="checkbox"/>	<input type="checkbox"/>
Seniors Centres ♦ Ontario Ministry of Community and Social Services		
Is this a seniors project where Ontario Government Funding is being sought?	<input type="checkbox"/>	<input type="checkbox"/>
Electrical Conductor Clearances ♦ Electrical Safety Authority		
Are any overhead electrical conductor wires within 3.7 m of the proposed building?	<input type="checkbox"/>	<input type="checkbox"/>

DECLARATION

I have considered the list of applicable laws in the Ontario Building Code and as described above, and do hereby declare that:

- 1. None of these applicable law approvals apply to this project.
- 2. Applicable laws checked with a 'yes' apply to this project, and approval documents are submitted with this application.
- 3. Applicable laws checked with a 'yes' apply to this project, however all approval documents have not yet been obtained.

The information provided on this form is true to the best of my knowledge. I have authority to act on behalf of the owner, corporation or partnership with respect to this application (if applicable).

Name:

Signature:

Date



Lot Grading Undertaking
[Swimming Pool Enclosure Permit]

OWNER/PROJECT INFORMATION			
Owner:			
Address :			Postal Code
Phone: [Home]	Phone: [Bus]	Cell:	Email
Contractor:			Phone:

As the Owner of the subject property, I/we hereby covenant and agree as follows;

1. That the site shall be graded so as to not alter the existing lot grading and stormwater drainage pattern of the above noted property nor adversely affect any adjacent property;
2. To provide a minimum of 0.6 m strip of undisturbed ground along the side and rear property line;
3. That in the event that the lot grading and stormwater drainage pattern of the site is to be altered, plans prepared by a professional Engineer, Landscape Architect or Ontario Land Surveyor shall be submitted for review and acceptance by the City;
4. To obtain permission from any other public authority (Region of York, Ministry of Transportation, etc.) where access for the swimming pool construction and any associated works is required over their right-of-way or boulevard;
5. That I/we certify and guarantee that the proposed swimming pool construction or any associated retaining walls are not located within any easement or right-of-way on the subject property;
6. To indemnify and save harmless the City of Markham [the City] from all actions, suits, or claims whatsoever which may arise, should the lot grading and stormwater drainage pattern be altered in any way from the existing lot grades, or otherwise in direct or indirect connection with the City’s approval of the plan in clause 3; and to absolutely and unconditionally release the City from all actions, suits, or claims whatsoever which may arise against the Owner, should the lot grading and stormwater drainage pattern be altered in any way from the existing lot grades, or otherwise in direct or indirect connection with the City’s approval of the plan in clause 3;
7. Not to deposit excavated material outside the limits of the subject property;
8. To provide the City with a \$5,000.00 refundable cash deposit or Letter of Credit as security [the ‘security’] to ensure compliance with the terms of this Undertaking, and to guarantee against any damage to City property and that the City may cash the deposit or draw upon the Letter of Credit where the City determines that any condition of this Undertaking has not been complied with. I/we acknowledge and agree that the security will be returned upon completion of a satisfactory final inspection by the City.

Signature of Owner	Date:
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REQUEST FOR SWIMMING POOL CLEARANCE

Property Owner Information

Pool Company Information

Name:	Company Name:
Address:	Contact:
Telephone:	Telephone:
Registered Plan #:	Approximate Construction Date:
Lot #:	Alectra Utilities Comments:
Date Submitted:	
Signature:	
Submitted requests will be completed within 5 business days of receipt unless otherwise notified by Alectra Utilities and provided to requestor via method requested. Each approval is valid for 6 months	Submission #:

Alectra Utilities Approval Stamp Below

Please Complete this Form and Submit to:

Records Department, c/o Alectra Utilities
161 Cityview Boulevard
Vaughan, ON L4N 0A9
905-417-6900 | RecordsEast.Info@alecrautilities.com