

DISTRICT OF LAKE COUNTRY

BYLAW 1230

TO AMEND THE BUILDING REGULATION BYLAW

The Council of the District of Lake Country, in open meeting assembled, enacts as follows:

1. Building Regulation Bylaw 1070, 2018 is hereby amended as follows:
 - 1.1. In Section 3-Interpretation:
 - (a) deleting and replacing the title of Section 3 with “Definitions”, and
 - (b) Adding the following definition in alphabetical order:

“Plumbing fixture means a part that is attached to a system of pipes that carry water through a building and includes, but is not limited to a toilet, water closet, sink, lavatory, bathtub, shower, hot water tank, clothes washer, dishwasher, floor drain, roof drain, water heater, oil and grease interceptor, sump, catch basin, backflow prevention device, fire suppression system sprinkler head, vacuum breaker and any similar appliance which is connected to sanitary drain water supply or internal rain water leader.
 - 1.2. In Section 8 – Owner’s Responsibilities, subsection 8.1:
 - (a) deleting subsections (n) and (o) and continuing the existing numbering.
 - (b) Deleting subsection (r) and replacing it with the following:

“(r) construction of swimming pool fences.”
 - (c) deleting subsection (t) and replacing it with the following:

“(t) construction of on-site services
 - (d) Adding the following new section (aa) immediately following item (z):

“aa) installation or addition of solar energy systems.”
 - 1.3. Section 11. Building Permit Application Requirements, Section 11. Building Permit Applications, deleting the heading of Section 11, subsection 11.1 and subsection 11.2 and replacing with the following:

“11. **APPLICATIONS**

 - 11.1 An application for a building permit, filed with the Building Official, shall:
 - (a) be in a form prescribed by the District;
 - (b) be signed by the **Owner**;
 - (c) be accompanied by the applicable fee as per Fees and Charges bylaw;
 - (d) be accompanied by an Owner’s undertaking or letters of authorization, as required;
 - (e) state the intended use or uses of the building or part thereof;
 - (f) state the true value of the proposed work;

- (g) contain any other information necessary to satisfy the Building Official that when completed, the work and the proposed building or structure will comply with this bylaw, and all other applicable District bylaws;
- (h) except for alteration applications, be accompanied by a current title or State of Title Certificate including any referenced covenants and statutory rights-of-way.

11.2 A building permit shall be issued to the owner, if the Building Official is satisfied that:

- (a) the building or structure which is the subject of a building permit application will comply with this bylaw, all other applicable District bylaws and all other applicable enactments;
- (b) development approval from the District has been obtained, as required;
- (c) where a project impacts or triggers District bylaws such as the Subdivision and Development Servicing Bylaw, or water and sewer regulatory bylaws, approval from the District's Engineering Department has been obtained, as required; and
- (d) an Owner/Builder Declaration and Disclosure Notice with proof of being a license residential building with coverage by home warranty where required by the Homeowner Protection Act, has been filed."

1.4. Section 11. Building Permit Application Requirements, deleting subsection 11.40(c) and replacing it with the following:

"(c) swimming pools fences shall be inspected upon completion and prior to filling the pool with water pursuant to Section 16 of this bylaw;"

1.5. Deleting Section 16 - Swimming Pools, in its entirety and replacing it with the following:

"16.1 Swimming pools must be enclosed by a fence that:

- (a) is constructed without footholds or grips that children may use to climb into the enclosed area;
- (b) is a minimum height of 1.22 m ;
- (c) does not have openings greater than 100mm;
- (d) is constructed of chain link material, solid material with a flat vertical surface or vertically oriented material.
- (e) is in place, inspected and approved prior to placing the water in a swimming pool;
- (f) is closed and locked when not in use.

16.2 Where a pool is located above ground and has vertical sides at least 1.22 m, access may be protected by way of a child resistant, self-closing, self-latching gate on the access ladder;

16.3 Access to a swimming pool may be directly from a dwelling if the dwelling is on the same property."

1.6. Deleting section 17-Energy Conservation and GHG Emissions Reduction, in its entirety and continuing the existing number.

1.7. Deleting Section 19-On-Site Services, in its entirety and continuing the existing numbering.

1.8. Deleting Section 20-Climatic Data, in its entirety and continuing the existing number.

2. If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.

3. This Bylaw may be cited as “Building Regulation Amendment Bylaw 1230, 2024”.

READ A FIRST TIME this xx day of xx , 2024.

READ A SECOND TIME this xx day of xx, 2024.

READ A THIRD TIME this ___ day of _____, 2024.

ADOPTED this ___ day of _____, 2024.

Mayor

Corporate Officer