

THE CORPORATION OF THE TOWN OF AMHERSTBURG

BY-LAW 2007-92

A By-law to amend By-law 2005-21 that being a by-law requiring the owners of privately owned outdoor swimming pools, within the Town of Amherstburg, to erect and maintain fences around such swimming pools.

WHEREAS section 11 of the Municipal Act, 2001, S.O. 2001, c. 25 (hereinafter the "Municipal Act") authorizes a municipality to pass by-laws respecting fences;

AND WHEREAS section 9(3) of the Municipal Act authorizes a municipality to regulate or prohibit matters pertaining to fences and as part of that power, to provide for a system of approvals and to impose conditions as requirements of obtaining, continuing to hold or renewing approval;

AND WHEREAS section 130 of the Municipal Act authorizes a municipality to regulate matters related the health, safety and well-being of the inhabitants of the municipality;

NOW THEREFORE the Council of the Corporation of the Town of Amherstburg hereby enacts as follows;

1) **2. Definitions:**

In this bylaw:

s) "Swimming Pool" for the purposes of this bylaw, means any body of water located outdoors on privately owned property maintained or used, or which may be used, for swimming, wading or bathing:

Add: ix) which includes portable inflatable pools, portable plastic pools and pools which are designed to be disassembled and removed in the fall, spring and winter months

2) **3.0 General Provisions**

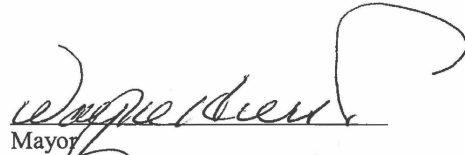
Add: 1) Expect for portable inflatable pools, portable plastic pools and pools which are designed to be disassembled and removed in the fall, spring and winter months or when not in regular use, no person shall construct or erect or cause to be constructed or erected a swimming pool, in-ground or above, without first obtaining a swimming pool enclosure permit from the Chief Building Official;

Add: m) No person shall construct or erect or cause to be constructed or erected a portable inflatable pool, portable plastic pool and pool which is designed to be disassembled and removed in the fall, spring and winter months or when not in regular use without a pool enclosure in accordance with this bylaw.

3) That in all other respects the provisions and regulations of By-law 2005-21 shall apply.

1) This By-law shall come into force and effect on the date of final passage hereof

Read a first, second and third time and finally passed this 10th day of **December**,
2007.



Mayor



Clerk

Certified to be a true copy of By-law 2007-
92 passed by the Amherstburg Municipal
Council on December 10, 2007.
