

## SWIMMING POOLS

A swimming pool is defined as any body of water located outdoors on, above, or below privately owned property contained by artificial means and used or maintained for the purpose of swimming, wading, diving, or bathing and which has a design depth of 0.9m (3') or greater.

All swimming pools must be completely enclosed in a safe manner by fence, building or wall. The enclosure shall:

1. Be a minimum of 1.52m (5') in height
2. Not permit access through an unlocked entrance or by climbing, crawling, or jumping. For chain link fencing, the maximum size of the opening of the chain link shall not exceed 5.0cm (2").
3. Be equipped with lockable self closing and latching devices on all gates or doors providing access to the swimming pool. All gates and doors must be locked unless a responsible adult is present and supervising the swimming pool.
4. Be maintained in a safe structural manner.
5. Be completely constructed before the swimming pool is filled with water.

Building permits are required for all swimming pools (including inflatable pools) capable of containing 0.9m (3') or more of water. For more information on obtaining a building permit, please contact the Township Development Services Department: 519.634.8444 or e-mail [info@wilmot.ca](mailto:info@wilmot.ca).

## HOT TUBS OR SWIM SPAS

When not enclosed by fencing required for swimming pools as described above, hot tubs or swim spas must be adequately secured by a cover with a locking device that complies with the American Society for Testing Materials and be locked when not in use.

## WHAT CAN I DO IF I WANT TO BUILD A FENCE THAT DOES NOT MEET THE FENCE BY-LAW REGULATIONS?

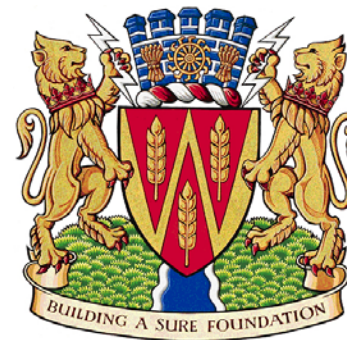
If you wish to request a variance from the Fence By-law, an application for minor variance can be submitted to the Township Committee of Adjustment for consideration. Application forms are available from the Development Services Department. The fee for a variance is \$300.00.

## WHAT HAPPENS IF MY FENCE DOES NOT CONFORM TO THE FENCE BY-LAW?

If the Township receives a complaint regarding a fence violation on your property, you may be served with a Notice to make modifications to your fence to bring it into compliance. This can result in you having to undo work that you have already paid to complete. In addition, anyone who is in violation of the Township's By-law or who does not comply with a Notice that is issued by the Township may be subject to legal action. The maximum fine for non-compliance with the Township's By-law is \$5,000.00.

# BUILDING A FENCE? INSTALLING A POOL?

## Questions & Answers Regarding the Fence By-law



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## BUILDING A FENCE?

If you live in the Township of Wilmot and would like to construct a fence on your property, it is important to understand the Township's by-law with respect to fences to ensure that all regulations are met. Township fence regulations are found in By-law 2009-36 which is available to view at the Township Administration Complex or on the Township website: [www.wilmot.ca](http://www.wilmot.ca).

This pamphlet is only an outline of the Fence By-law and should not be mistaken for the By-law itself.

Please note that you do not need a permit to construct a fence on your property unless a swimming pool is involved.

## WHAT IS A DRIVEWAY VISIBILITY TRIANGLE? (DVT)

It is the triangular space formed by measuring 4.5m (15') up the driveway and 4.5m (15') down the lot line abutting a street. No fence (including hedge or grouping of shrubs) over 0.75m (2'-6") may be constructed inside this triangle. You are required to provide a DVT whether the driveway is on your property or on the adjacent property.

## WHAT IS A CORNER VISIBILITY TRIANGLE? (CVT)

It is the triangular space formed by measuring 7.5m (25') along each property line abutting a street from the point where the property lines meet. No fence (including a hedge or grouping of shrubs) over 0.75m (2'-6") may be constructed within this triangle.

## FENCE HEIGHT

Fences can be a maximum of 0.75m (2'-6") high in the front yard, driveway visibility triangle, or corner visibility triangle.

Fences can be a maximum of 1.98m (6'-6") high in a side yard, exterior side yard, and rear yard provided it is not located in the driveway visibility triangle or corner visibility triangle.

Certain exemptions may apply to agricultural, commercial, industrial, and industrial properties. Please review By-law 2009-36 for complete details.

**No fence shall be erected in such a manner as to obstruct visibility to drivers or pedestrians.**

**No fence shall be located closer than 2.0m (6'-6") from a fire hydrant with the exception of a fence located to the rear of a fire hydrant, as viewed from the centre of the road, which may not be located closer than 1.0m (3'-3") to the rear of the hydrant.**

**No fence shall encroach onto Township owned property.**

For more information on the Fence By-law please contact the Township of Wilmot Development Services Department: 519.634.844 or e-mail [info@wilmot.ca](mailto:info@wilmot.ca).

