



DISTRICT OF BARRIERE

BUILDING REGULATIONS

BYLAW No. 128

**District of Barriere
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District of Barriere

BYLAW NO. 128

A BYLAW TO REGULATE THE CONSTRUCTION, ALTERATION, REPAIR,
MOVING OR DEMOLITION OF BUILDINGS AND STRUCTURES

WHEREAS Section 694 (1) of the Local Government Act of British Columbia provides that **Council** may, by bylaw, for the health, safety and protection of **persons** or property, regulate the **construction**, alteration, repair or demolition of buildings and **structures** and regulate the installation, alteration or repair of plumbing (including septic tanks and sewer connections);

AND WHEREAS Order in Council 295, approved December 18, 1998, passed pursuant to Section 692 of the Local Government Act as amended provides that the British Columbia Building Code as amended, added to, or varied from time to time by regulation made under Subsection 1 of the said Section 692 of the Local Government Act, applies to the **District of Barriere** and has the same force and effect as validly enacted bylaws of the **District of Barriere**;

NOW THEREFORE, the Council of the District of Barriere in open meeting assembled enacts as follows:

1. This Bylaw may be cited for all purposes as the "District of Barriere Building Regulations Bylaw No. 128 ".
2. Thompson-Nicola Regional District Building Regulations Bylaw No. 1947, 2003 and all amendments thereto are hereby repealed.

DIVISION ONE - PREAMBLE

1.1 Purpose of Bylaw

The bylaw, shall, notwithstanding any other provision herein, be interpreted in accordance with this section.

1.1.1 This bylaw has been enacted for the purpose of regulating **construction** within the **District of Barriere** in the general public interest. The activities undertaken by or on behalf of the **District of Barriere** pursuant to this bylaw are for the sole purpose of providing a limited and interim spot-checking and **monitoring** function for reason of health, safety and the protection of **persons** and property. It is not contemplated nor intended, nor does the purpose of this bylaw extend:

- 1.1.1.1 to the protection of **owners**, **owner/builders**, constructors or occupiers from bodily injury or economic loss;

- 1.1.1.2 to the assumption by the **District of Barriere** or any **Building Official** of any responsibility for ensuring the conformance by any **owner**, his or her **agent** or any employees, constructors or designers retained by him or her, with the **Building Code**, the requirements of this bylaw or other applicable enactments respecting safety;
- 1.1.1.3 to providing any **person** a warranty of design or workmanship with respect to any building or **structure** for which a building **permit** or occupancy certificate is issued under this bylaw;
- 1.1.1.4 to providing a warranty or assurance that **construction** undertaken pursuant to building **permits** issued by the **District of Barriere** is free from latent or any defects or complies with this bylaw;
- 1.1.1.5 to the assumption by the **District of Barriere** or any **Building Official** of any responsibility for ensuring that any **construction** will be geotechnically sound and will not be subject to flooding, mud flows, debris flows, debris torrents, erosion, land slip, rock falls, subsidence, avalanche or other geohazards.

1.2 Metric Units

Metric units are used for all measurements in this bylaw. The approximate equivalent of those units in commonly used units of imperial measure (feet, inches, etc.) are shown in brackets following each metric measurement and such bracketed figures are included for convenience only and do not form part of this bylaw.

1.3 Scope and Exemptions

1.3.1 This bylaw shall apply to:

- 1.3.1.1 the design, **construction** and occupancy of a building when a building, or part thereof, is constructed on **site** or is assembled or placed on **site** as a factory-built unit or component;
- 1.3.1.2 the work involved in the demolition when the whole or any part of a building is demolished or removed;
- 1.3.1.3 all parts of the building when the whole or any part of a building is moved;
- 1.3.1.4 any alteration and to any part of a building affected by alterations to an extent which, in the opinion of the **Building Official** reduces the levels of public health and safety below the levels existing prior to the alteration;
- 1.3.1.5 all parts of the building affected by the change of use when occupancy and/or use of a building is changed;

- 1.3.1.6 all such replacements and alterations when materials and equipment regulated are replaced or altered in a building;
- 1.3.1.7 any part remaining when a building is damaged or destroyed to the extent of seventy-five (75%) percent or more of its value above its foundations as determined by the **Building Official**;
- 1.3.1.8 the design and **construction** of retaining walls where the difference in finish grade elevation is greater than 1.2 m (4 ft) in height;
- 1.3.1.9 the design and installation of the entire system when a plumbing system is installed, repaired, renovated or altered;
- 1.3.1.10 the design and repair of the entire plumbing system where a condition exists that is, or may become dangerous or injurious to health, except where the portion of the system affected is completely independent from any other part of the system;
- 1.3.1.11 the design, **construction**, or installation of solid fuel burning appliances, fireplaces and chimneys.

1.3.2 This bylaw does not apply to:

- 1.3.2.1 Buildings or **structures** exempted by Division A – Part 1 of the **Building Code** except as expressly provided herein;
- 1.3.2.2 Single-storey accessory buildings less than 20 m² (215 ft²) in building area;
- 1.3.2.3 Unroofed decks attached to or adjacent to single and two-family dwellings if the deck surface is 600 mm (24 in) or less above the adjacent ground level.

1.4 Other Enactments

Where any provincial act or regulation or any other **District of Barriere** bylaw may apply to any matter covered by this bylaw, conformance with this bylaw shall not relieve the **owner** or his or her **agent** from conforming with provisions of such other act, regulation or bylaw.

1.5 Severability

If any provision of this bylaw is found invalid, such provision is severable and shall not affect the validity of the remainder of this bylaw.

DIVISION TWO - DEFINITIONS

All words and phrases shall have their normal or common meaning except where this is changed, modified, or expanded by the definitions set forth in this Division, or Part 1 of the British Columbia Building Code.

- 2.1 **"Accepted"** means accepted in writing.
- 2.2 **"Agent"** means a person, firm, or company representing the **owner**, by designation or contract, and includes a hired tradesman or contractor.
- 2.3 **"Council"** means the Council of the District of Barriere.
- 2.4 **"Bona Fide Agricultural Operation"** means an operation classified as a farm by the Assessor under the Assessment Act.
- 2.5 **"Building Code"** means the current edition of the British Columbia Building Code adopted by the Minister pursuant to Section 692 (1) of the Local Government Act, as amended or re-enacted from time to time.
- 2.6 **"Building Official"** includes a person or persons designated by the **District of Barriere** as a Building Inspector, Plumbing Inspector or Plan Checker, and includes supervisors for these positions.
- 2.7 **"Complex Building"** means:
- 2.7.1 all buildings used for major occupancies classified as:
- 2.7.1.1 assembly occupancies;
- 2.7.1.2 care or detention occupancies; or
- 2.7.1.3 high hazard industrial occupancies; and
- 2.7.2 all buildings exceeding 600 m² (6458 ft²) in building area or exceeding three storeys in building height used for major occupancies classified as:
- 2.7.2.1 residential occupancies;
- 2.7.2.2 business and personal services occupancies;
- 2.7.2.3 mercantile occupancies;
- 2.7.2.4 medium and low hazard industrial occupancies.
- 2.8 **"Cupola"** a small structure in a similar style to the main building on top of the main roof used to admit air flow from lower portions of the attic or roof system.
- 2.9 **"Construction"** includes erection, repair, alteration, enlargement, addition, installation, demolition, removal, replacement, renovation, reconstruction, or relocation of a building or structure.

- 2.10 **"DOB"** means the District of Barriere
- 2.11 **"Health and Safety Aspects of the Work"** means design and **construction** regulated by Part 3, Part 4, Part 7 and sections 9.4, 9.6, 9.8, 9.9, 9.10, 9.12, 9.14, 9.15, 9.17, 9.18, 9.19, 9.20, 9.21, 9.22, 9.23, 9.24, 9.25, 9.31, 9.32, 9.35, 9.36 and subsections 9.13.4, 9.18.7 and articles 9.33.5.2, 9.33.5.3 and 9.33.10.2 of the **Building Code**.
- 2.12 **"Monitor"** means the method by which a **Building Official** reviews the process of field reviews as conducted by registered professionals pursuant to the **Building Code** and this bylaw. The **Building Official's monitoring** function is satisfied by the **Building Official's** receipt of the applicable letters of assurance submitted by the registered professionals and as referred to in subsection 2.2.7 of the **Building Code**. Although a **Building Official** may review registered professionals' field inspection reports to ascertain field review frequency, or visit a site from time-to-time to verify that registered professional field reviews are taking place, the **Building Official** is under no duty to do so. **Monitoring** does not include assessment of conformity with the **Building Code**, this bylaw or another enactments or the approval of any aspect of **construction**.
- 2.13 **"Owner"** means any **person**, firm or company controlling the property under consideration.
- 2.14 **"Permit"** means a **permit** required or issued pursuant to this bylaw.
- 2.15 **"Person"** means in addition to its ordinary meaning, a partnership, association, company, society and body corporate.
- 2.16 **"Site"** means a lot or lots upon which work regulated under this bylaw is undertaken or intended to be undertaken and includes the **construction** thereon.
- 2.17 **"Standard Building"** means a building of three storeys or less in building height, having building area not exceeding 600 m² (6458 ft²) and used for major occupancies classified as:
- 2.17.1 residential occupancies,
 - 2.17.2 business and personal services occupancies,
 - 2.17.3 mercantile occupancies, or
 - 2.17.4 medium and low hazard industrial occupancies.
- 2.18 **"Structure"** means a **construction** or portion thereof of any kind, whether fixed to, supported by or sunk into land or water, but specifically excludes landscaping, fences, paving and retaining structures less than 1.2 m (4 ft) in height.

DIVISION THREE - PROHIBITIONS

- 3.1 No **person** shall, unless exempted by this bylaw or any enactment:
- 3.1.1 commence or continue any **construction** or change the occupancy of any building or **structure**, or other work related to **construction** unless a **Building Official** has issued a valid **permit** for the work; No Permit
 - 3.1.2 unless authorized in writing by a **Building Official**, reverse, alter, deface, cover, remove or in any way tamper with any notice, **permit** or certificate posted upon or affixed to any building, **structure** or **site** pursuant to this bylaw; Remove Notice
 - 3.1.3 perform any **construction** that is substantially at variance with the reviewed design or plans and specifications for the building, **structure** or other **construction** for which a **permit** has been issued, unless that variance has been **accepted** by a **Building Official**; Deviation From Plans
 - 3.1.4 occupy, use or allow the occupancy or use of any building or part thereof contrary to the terms of this bylaw or any **permit**, notice, certificate, or decision given or posted by the **Building Official**; Illegal Occupancy
 - 3.1.5 knowingly or recklessly submit false or misleading information to a **Building Official** in relation to any **permit** application or **construction** undertaken pursuant to this bylaw. False or Misleading Information
 - 3.1.6 interfere with or obstruct the entry of a **Building Official** or other authorized official of the **DOB** on property in the administration of this bylaw. Obstruction of Entry
- 3.2 No **person** having authority for **construction** on a **site** shall cause, allow, or maintain, any unsafe condition. Unsafe Condition
- 3.3 No person shall construct or install a building or structure within the **DOB** boundaries that does not have:
- 3.3.1 gable vents, vented **cupola(s)**, or turbine roof ventilators on or near the highest portion of the roof structure, acceptable by the **Building Official**;
 - 3.3.2 snow clips or other snow retention devices on metal roofing adjacent pedestrian or vehicular areas, acceptable to the **Building Official**;

- 3.3.3 insulated skirting on any building with the CAN/CSA Z-240 MH Series Standard for Mobile Homes to Section 10.2 (energy efficiency) equivalent of RS1 2.1 (R12) as indicated in the 2012 British Columbia Building Code for foundation walls and DOB Zoning Bylaw No. 111 as amended;
- 3.3.4 CAN/CSA certificated LED lighting and adequate insulation and ventilation, in the opinion of the **Building Official**, in the case of pot lights installed.
- 3.3.5 PVC 4” or larger drain pipe and fittings to CAN/CSA-B182.1 standard for perimeter drainage applications, as required.

DIVISION FOUR - AUTHORITY OF **BUILDING OFFICIAL**

4.1	The Building Official :	Administration
4.1.1	may administer this bylaw;	
4.1.2	may enter any land, building, structure , or premises at any reasonable time for the purpose of ascertaining that the terms of this or any other District of Barriere bylaw are being observed;	Right of Entry
4.1.3	may keep records of permit applications, permits , notices and orders issued, inspections and tests made, and shall retain copies of all documents related to the administration of this bylaw;	Record Keeping
4.1.4	may establish whether the construction of a building or structure for which a permit is sought or issued under this bylaw substantially conforms to the requirements of the Building Code ; and	Construction Conformance
4.1.5	shall carry proper credentials confirming his or her status as a Building Official .	Proper Credentials
4.2	The Building Official may order:	Empowered to Order Conformance
4.2.1	a person who contravenes this bylaw to conform with the bylaw in a specified time period;	
4.2.2	the removal of any unauthorized encroachment on public property;	Encroachment
4.2.3	the removal of any building or part thereof constructed in contravention of this bylaw;	Illegal Construction
4.2.4	the termination of any occupancy, in contravention of this bylaw; and	Terminate Occupancy
4.2.5	the termination of any occupancy if in the opinion of the Building Official an unsafe condition exists because of construction undertaken or not completed.	Unsafe Condition
4.3	The Building Official may, before issuing an occupancy certificate, require the owner to provide a professional engineer's or other appropriate certification, at the expense of the owner , where in the opinion of the Building Official such evidence is necessary to determine that the requirements of this bylaw and other applicable enactments respecting safety have been substantially complied with.	Certification Before Occupancy

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| 4.4 | The Building Official may direct the immediate cessation or correction of all or any portion of the construction on any site, by attaching an order to that effect on such premises, when, in his or her opinion such work is not being performed substantially in accordance with the provisions of the Building Code or any relevant bylaws of the District of Barriere . Such order shall remain posted on the premises until all work that is not being performed in accordance with the Building Code or this or any other relevant bylaw has been remedied to the satisfaction of the Building Official . No work, other than the required remedial measures, shall be carried out on the portion of the work affected by the order until such order has been removed, and shall only be removed by the Building Official in writing. | Stop Work Order |
| 4.5 | The Building Official may upon expiration of a building permit , grant renewal permits for a period of twelve (12) months each if he or she is satisfied that the construction is progressing at a reasonable rate. | Renewal
Permits |
| 4.6 | The Building Official may refuse to issue a permit : | Permit Refused |
| 4.6.1 | if the information submitted is inadequate to determine substantial conformance with, or is contrary to the provisions of this bylaw or any other applicable enactment; | |
| 4.6.2 | if the information submitted is incorrect; | |
| 4.6.3 | if issuance is prohibited by or is contrary to a provision of this bylaw or any other enactment; | |
| 4.6.4 | for the connection of a fireplace insert to an existing chimney if the existing chimney has not been previously inspected and accepted ; or | |
| 4.6.5 | for the connection of a wood heater or furnace to an existing chimney if the existing chimney has not been previously inspected and accepted . | |

DIVISION FIVE - DUTIES AND RESPONSIBILITIES OF THE OWNER

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| 5.1 | It is the owner's responsibility, prior to commencing construction to: | Before Construction |
| 5.1.1 | investigate the status of the construction site and ensure that any concerns relating to flooding, drainage, soil stability or other potential hazards are addressed; | Investigate Status |
| 5.1.2 | obtain a current State of Title Certificate from the Land Title Office to determine whether there are encumbrances, which may affect the proposed construction ; and | State of Title |
| 5.1.3 | investigate the availability, location and capacity of utility services to determine whether the proposed construction can be accommodated and arrange the plumbing to suit the location of the connections provided for the lot in a manner satisfactory to the Building Official . | Utilities |
| 5.2 | The owner shall, during construction : | |
| 5.2.1 | allow the Building Official to enter the building or premises at any reasonable time for the purpose of administering and enforcing this or any other relevant District of Barriere bylaw; | Right of Entry |
| 5.2.2 | keep posted in a conspicuous place on the property in respect of which the permit was issued, the placard provided by the District; and | Placard On Site |
| 5.2.3 | ensure that the reviewed plans and specifications on which the permit is based are continuously available at the site during working hours. | Reviewed Plans On Site |
| 5.3 | The owner shall not continue building construction beyond the foundation stage until: | Work Beyond Foundation Stage |
| 5.3.1 | the owner has provided a current certificate of location by a registered British Columbia Land Surveyor to certify that the building and/or structure under construction is located on the property in conformance with District of Barriere regulations. Notwithstanding the requirements of this Division, where: | Surveyors Certificate |

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- 5.3.1.1 the building or structure is located on a large parcel such that setback distances to the nearest property line are not a concern;
- 5.3.1.2 the building or structure is located greater than 300 mm (12 in) from a minimum setback as determined by exposing survey pins; or
- 5.3.2 the **Building Official** may accept a letter of certification from the Land Surveyor in lieu of a Certificate of Location, or may waive the requirement entirely if satisfied that no certification is necessary.
- 5.4 The **owner**, when required by the **Building Official**, shall uncover and replace at his or her own expense any work that has been covered contrary to an order issued by the **Building Official**. Uncover and Replace
- 5.5 The **owner** when requested by the **Building Official** shall provide at his or her expense, tests or inspections necessary to establish substantial conformance with this bylaw in a form satisfactory to the **Building Official**. Tests
- 5.6 The **owner** when requested by the **Building Official** shall provide, in a form satisfactory to the **Building Official**, evidence to certify substantial conformance with the requirements of this bylaw, other applicable enactments respecting health and safety and any **permits** issued. Certification
- 5.7 The **owner** shall ensure that all work is confined within the boundaries of the property and does not adversely affect adjacent properties for which the **permit** has been issued. Protect Adjacent Properties
- 5.8 The **owner** is responsible for the cost to repair any damage to **District of Barriere** property that may occur as a result of undertaking work for which a **permit** was required under this bylaw. Repair Damage to **District of Barriere**
- 5.9 When a **site** is in an unsafe condition, the **owner** shall promptly take all action necessary to put the **site** in a safe condition. Correct Unsafe Condition

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- 5.10 The **owner** shall:
- 5.10.1 prior to the occupancy or use of any **building** or **structure** or part thereof, after completion of **construction** of the building, or part thereof, including work required in connection with any change in classification of occupancy of any building, or part thereof, obtain from the **Building Official** an occupancy certificate. Notice of Intent to Occupy
- 5.11 Neither the issuance of a **permit** under this bylaw nor the acceptance or review of plans, drawings or supporting documents, nor any inspections made by or on behalf of the **Municipality** shall in any way relieve the **owner** and his or her **agent** from full and complete responsibility to perform the work in strict accordance with this bylaw, the **Building Code** and other applicable enactments respecting safety. Work in Accordance with Bylaws
- 5.12 Where, at the time of application for a building **permit**, works and services exist on the land to be developed or within that portion of a highway immediately adjacent to the land up to the highway centre line, and if such works and services do not meet the minimum standards established by the **Municipality** Subdivision and Development Servicing Bylaw, as amended from time to time, then as a condition of issuing a building **permit**, the **owner** may be required to improve the substandard works and services to at least the minimum standards as required by the **Municipality** Subdivision and Development Servicing Bylaw. Work and Services Adjacent to Property
- 5.13 Where work is being done subject to a **permit** under the provisions of this bylaw, the **owner** and his or her **agent** shall be completely responsible for any damage or cost to adjacent property arising out of or incidental to the work and shall save the **District of Barriere** harmless in this regard. Protection of Adjacent Properties **Municipality** Saved Harmless

DIVISION SIX – GENERAL PERMIT REGULATIONS

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| 6.1 | A permit is required whenever work regulated by this bylaw is to be undertaken. | Permit Required |
| 6.2 | Each building or structure to be constructed on a site requires a separate building permit and shall be assessed a separate building permit fee as determined in accordance with District of Barriere Fees & Charges Bylaw as amended. | Separate Building Permit |
| 6.3 | To obtain a permit , the owner or his or her agent shall apply in writing on the form available from the District of Barriere Building Department. | Application for Permit |
| 6.4 | No person shall rely upon any permit as establishing conformance with this bylaw or assume or conclude that this bylaw has been administered or enforced according to its terms. The person to whom the building permit is issued and his or her agents are responsible for making such determination. | |
| 6.5 | The Building Official may require a registered professional to provide design and plan certification and field reviews supported by letters of assurance in the form of Schedules A, B, C-A and C-B as referred to in Division C, Part 2 subsection 2.2.7 of the Building Code , if in the opinion of the Building Official : | Registered Professional Required |
| | 6.5.1 the site conditions, soil types, contours or drainage require special foundation design; | |
| | 6.5.2 the proposed building or structure is not standard construction ; or | |
| | 6.5.3 the proposed building or structure is of a category requiring professional design. | |
| 6.6 | Sufficient information shall be filed with each application to clearly identify the property to be developed and to establish that the proposed work will substantially conform to this bylaw and other applicable enactments. | Complete Description of Work and Occupancy |
| 6.7 | The Building Official may require any owner to submit an up-to-date plan of survey by a registered British Columbia Land Surveyor which shall contain sufficient information regarding the site and the location of any building or structure to: | Survey |

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- 6.7.1 establish prior to **construction** that requirements of this bylaw and any other applicable enactments will be complied with.
- 6.8 No **permit** shall be issued until:
- 6.8.1 off-**site** utilities to service the subject property are completed to the approval of the authority having jurisdiction or the utility providing service and all appropriate connection fees or other **construction** costs have been paid;
- 6.8.2 the prescribed **permit** fee as detailed in District of Barriere Fees & Charges Bylaw as amended, has been paid; and
- 6.8.3 where required, security has been posted.
- 6.9 In instances where sanitary sewer is not available, no **permit** will be issued until the **Building Official** is provided with written verification that the proposed sewage disposal system is accepted by the Interior Health Authority or other authority charged with enforcement of prevailing sanitary regulations.
- 6.10 When:
- 6.10.1 a completed application in conformance with Division 7, 8, 9, 10, 11 or 12 of this bylaw, including all required supporting documentation has been submitted and reviewed;
- 6.10.2 the **owner** or his or her **agent** has paid all applicable fees set out in District of Barriere Fees & Charges Bylaw as amended;
- 6.10.3 the **owner** or his or her **agent** has paid all charges and met all requirements imposed by any other applicable statute or bylaw; and
- 6.10.4 no covenant, agreement, or regulation of the **District of Barriere** authorizes the **permit** to be withheld; then
- 6.10.5 a **Building Official** shall issue the **permit** for which the application is made.

Service Costs
and **Permit** Fees

Sewage
Disposal

Issue **Permits**

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| <p>6.11 The Building Official may issue, at the risk of the owner, a permit for the construction of a portion of a building or structure prior to all required plans and specifications for the whole building or complex having been submitted or reviewed, provided:</p> <p>6.11.1 plans and specifications for the portion in question have been submitted in sufficient detail to satisfy the Building Official that the work to be done will substantially conform with all requirements of the Building Code and any other applicable enactment; and</p> <p>6.11.2 adequate information and detailed statements have been filed to the extent that the Building Official is satisfied the remainder of the building or structure will substantially conform with all applicable enactments.</p> | <p>Phased Construction</p> |
| <p>6.13 Every permit is issued upon the condition that the permit shall expire and the rights of the owner under the permit shall terminate if the work authorized by the permit is not commenced within six (6) months or is not completed within three (3) years of the issuance of a permit.</p> | <p>Permit Expiry</p> |
| <p>6.14 The Building Official may grant renewal permits for a further twelve (12) months each if he or she is satisfied the construction is progressing in accordance with the reviewed plans at a reasonable rate of progress. A permit renewal fee shall be paid in accordance with District of Barriere Fees & Charges Bylaw as amended.</p> | <p>Permit Renewal</p> |
| <p>6.15 The Building Official may revoke a permit where:</p> <p>6.15.1 there is a contravention of any term or condition under which the permit was issued;</p> <p>6.15.2 there is a contravention of any provision of the Building Code or other applicable enactment; or</p> <p>6.15.3 the permit was issued on the basis of incorrect information supplied by or on behalf of the applicant; and</p> <p>6.15.4 the permit holder shall be notified in writing of the revocation.</p> | <p>Permit Revocation</p> |
| <p>6.16 A registered professional shall undertake the design and conduct field reviews of the construction of a retaining structure greater than 1.2 m (4 ft) in height. Sealed copies of the design and plan certification and field reviews by</p> | <p>Retaining Wall Greater Than 1.2m High</p> |
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means of letters of assurance in the form of Schedule B and C-B as referred to in subsection 2.2.7 of the **Building Code** shall be submitted to the **Building Official**.

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| 6.17 | For the purpose of identification, and as a condition of occupancy, every parcel of real property containing a building subject to a permit under this bylaw must display the street address or other lot identification by means of a clear and legible sign. | Site
Identification |
| 6.18 | Where the District of Barriere has caused a notice to be filed on the title of a property in accordance with Section 57 of the Community Charter, the notice may be removed provided:

6.18.1 The owner has obtained a new permit for the correction of the construction ;

6.18.2 The deficient construction has been corrected and completed so that the conditions which gave rise to the filing of the notice have been rectified; and

6.18.3 The owner has paid a title notice removal fee in accordance with District of Barriere Fees & Charges Bylaw as amended. | Notice Removal
Fee |

DIVISION SEVEN – PLUMBING

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| 7.1 | Application for a permit shall be in writing on the form available from the Development Services Department, and shall: | Application for Permit |
| 7.1.1 | be submitted to the Building Official in the form provided by the Building Official and signed by the owner , his or her agent , or a signing officer if the owner is a company; | |
| 7.1.2 | state the number of fixtures to be installed in the building; | Number of Fixtures |
| 7.1.3 | include specifications and drawings made to a suitable scale, for the plumbing system with respect to multi-family, institutional, commercial and industrial buildings showing: | Plans and Specifications |
| 7.1.3.1 | site services, including size and location of pipes; | |
| 7.1.3.2 | site drainage, including size and location of pipes, catch basins and dry wells; | |
| 7.1.3.3 | total fixture load on sanitary sewer and water supply systems; | |
| 7.1.3.4 | sanitary riser diagram complete with fixture loads at the base of stacks; and | |
| 7.1.3.5 | rainwater leaders, size of pipe and area of roof drained; | |
| 7.1.4 | contain any and all other information necessary to establish substantial conformance with this bylaw; and | Other Information |
| 7.1.5 | include drawings designed by a registered professional, for complex buildings , and buildings with complex plumbing systems as determined by the Building Official . | Registered Professional For Complex Plumbing |
| 7.2 | There shall be separate connections to utility services for each separate parcel of land within the District of Barriere connected to such utilities. | Individual Services |

7.3 Except where specifically required by the **District of Barriere** and where a legal right-of-way has been obtained and such plans are **accepted** by the Utilities Department, no plumbing system, drainage system, house sewer, private sewage disposal system or parts thereof, shall be located in any lot other than the property which is the **site** of the building, **structure**, or premises serviced by such facilities.

Connection On
Property It
Serves

DIVISION EIGHT – COMPLEX BUILDINGS

- | | | |
|---------|---|----------------------------------|
| 8.1 | An application for a building permit with respect to a complex building shall: | Application For
Permit |
| 8.1.1 | be submitted to the Building Official in the form provided by the Building Official and signed by the owner , or a signing officer if the owner is a company; | |
| 8.1.2 | be accompanied by the owner's acknowledgment of responsibility and undertakings made in the form attached as Appendix "A" to this bylaw, signed by the owner , or a signing officer if the owner is a company; | Owner's
Undertaking |
| 8.1.3 | include a copy of a title search made within thirty (30) days of the date of the application; | Title Search |
| 8.1.4 | include site plans drawn to suitable scale and referenced to the current registered legal survey for the subject property which shall show: | Site Plans |
| 8.1.4.1 | the legal description and address of the site ; | |
| 8.1.4.2 | by dimensions from property lines, the location of any proposed building or structure; | |
| 8.1.4.3 | means of access and egress to service the property and a detailed parking layout; | |
| 8.1.4.4 | by dimension from property lines, the location of any other existing building or buildings on the site ; | |
| 8.1.4.5 | existing and finished ground levels to an established datum; | |
| 8.1.4.6 | all easements and rights-of-way whether registered or not, and the setbacks to the natural boundary of any lake, swamp, pond or watercourse; | |

-
- 8.1.4.7 for other than single and two family dwellings, provisions for garage containers, proposed method of screening and a detailed landscape treatment for the site; and
- 8.1.4.8 the **Building Official** may waive the requirements for a **site** plan, in whole or in part, where the **permit** is sought for the repair or alteration of an existing building or **structure**.
- 8.1.5 include **building** plans drawn to suitable scale showing sufficient information to determine substantial conformance with this bylaw including but not limited to: Building Plans
- 8.1.5.1 foundation plans
- 8.1.5.2 floor plans showing the dimensions and uses of all areas;
- 8.1.5.3 the dimensions and height of crawl and roof spaces;
- 8.1.5.4 the location, size and swing of doors;
- 8.1.5.5 the location, size and opening of windows;
- 8.1.5.6 floor, wall, ceiling and roof finishes;
- 8.1.5.7 components of fire protection including;
- 8.1.5.7.1 firewalls
- 8.1.5.7.2 degree of fire separation of storeys, shafts and rooms
- 8.1.5.7.3 fire detection, suppression and alarm system
- 8.1.5.8 plumbing fixtures;
- 8.1.5.9 structural, mechanical, and electrical elements;
- 8.1.5.10 stair, handrail and guard dimensions;
- 8.1.5.11 a cross section, through the building or **structure** illustrating foundations, drainage, ceiling heights and **construction** systems;

- 8.1.5.12 elevations of all sides of the building or **structure** showing finishes, roof slopes, roof top equipment screening, windows, doors, and finished grade; and
- 8.1.5.13 cross-sectional details drawn at sufficient locations to illustrate that the building or **structure** substantially conforms to the **Building Code**;
- 8.1.6 include copies of approvals required under any enactment relating to health or safety, including, without limitation, sewage disposal permits, highway access permits and Ministry of Health approval; Approvals From Other Agencies
- 8.1.7 include a letter of assurance in the form of Schedule A as referred to in subsection 2.2.7 of the **Building Code**, signed by the **owner**, or a signing officer of the **owner** if the **owner** is a company, and the Coordinating Registered Professional. Schedule A
- 8.1.8 include letters of assurance in the form of Schedule B as referred to in subsection 2.2.7 of the **Building Code**, each signed by such registered professionals as the **Building Official** or **Building Code** may require to prepare the design for and conduct field reviews of the **construction** of the building or **structure**. Schedule B
- 8.1.9 include one (1) copy of specifications and two (2) sets of drawings at a suitable scale of the design prepared by each registered professional and including the information set out in section 8.1.5 of this bylaw. Number of Plans
- 8.1.10 include any other information required by the **Building Official** or the **Building Code** to establish substantial conformance with this bylaw, the **Building Code** and other applicable enactments relating to the building or **structure**. Complete Description of Work and Occupancy
- 8.2 In addition to the requirements of section 8.1.4, the following may be required by a **Building Official** to be submitted with a building **permit** application for the **construction** of a **complex building** where in the opinion of the **Building Official** the complexity of the proposed building or **structure** or siting circumstances warrant: Other Information May Be Required
 - 8.2.1 **site** servicing drawings, including sufficient detail of off-**site** services to indicate locations at the property

line, prepared and sealed by a registered professional;

- 8.2.2 a section through the **site** showing grades, buildings, **structures**, parking areas and driveways; and
- 8.2.3 any other information required by the **Building Official** or the **Building Code** to establish substantial conformance with this bylaw, the **Building Code** and other bylaws and applicable enactments relating to the building or **structure**.

DIVISION NINE – STANDARD BUILDINGS

- | | | |
|---------|---|----------------------------------|
| 9.1 | An application for a building permit with respect to a standard building shall: | Application For
Permit |
| 9.1.1 | be submitted to the Building Official in the form provided by the Building Official and signed by the owner , or a signing officer if the owner is a company; | |
| 9.1.2 | be accompanied by the owner’s acknowledgment of responsibility and undertakings made in the form attached as Appendix “A” to this bylaw, signed by the owner , or a signing officer if the owner is a company; | Owner’s
Undertaking |
| 9.1.3 | include a copy of a title search made within thirty (30) days of the date of the application; | Title Search |
| 9.1.4 | include site plans drawn to suitable scale and referenced to the current registered legal survey for the subject property which shall show: | Site Plans |
| 9.1.4.1 | the legal description and address of the site ; | |
| 9.1.4.2 | by dimensions from property lines, the location of any proposed building or structure; | |
| 9.1.4.3 | means of access and egress to service the property and a detailed parking layout; | |
| 9.1.4.4 | by dimension from property lines, the location of any other existing building or buildings on the site ; | |
| 9.1.4.5 | existing and finished ground levels to an established datum; | |
| 9.1.4.6 | all easements and rights-of-way whether registered or not, and the location of natural water courses; | |
| 9.1.4.7 | for other than single and two family dwellings, lot coverage and floor area ratio calculation; | |
| 9.1.4.8 | for other than single and two family dwellings, provision for garbage containers, proposed method of screening and a | |

detailed landscape treatment for the **site**;
and

9.1.4.9 the **Building Official** may waive the requirements for a **site** plan, in whole or in part, where the **permit** is sought for the repair or alteration of an existing building or **structure**.

9.1.5 include **building** plans drawn to suitable scale showing sufficient information to determine substantial conformance with this bylaw including but not limited to:

Building Plans

9.1.5.1 foundation plans

9.1.5.2 floor plans showing the dimensions and uses of all areas:

9.1.5.3 the dimensions and height of crawl and roof spaces;

9.1.5.4 the location, size and swing of doors;

9.1.5.5 the location, size and opening of windows;

9.1.5.6 floor, wall, ceiling and roof finishes;

9.1.5.7 components of fire protection including;

9.1.5.7.1 firewalls;

9.1.5.7.2 degree of fire separation of storeys, shafts and rooms; and

9.1.5.7.3 fire detection, suppression and alarm system.

9.1.5.8 plumbing fixtures;

9.1.5.9 structural, mechanical and electrical elements;

9.1.5.10 stair, handrail and guard dimensions;

9.1.5.11 a cross section, through the building or **structure** illustrating foundations, drainage, ceiling heights and **construction** systems;

- 9.1.5.12 elevations of all sides of the building or **structure** showing finishes, roof slopes, roof top equipment screening, windows, doors, and finished grade; and
 - 9.1.5.13 cross-sectional details drawn at sufficient locations to illustrate that the building or **structure** substantially conforms to the **Building Code**.
- 9.1.6 include copies of approvals required under any enactment relating to health or safety, including, without limitation, sewerage disposal **permits**, and Ministry of Health approvals. Approvals From Other Agencies
- 9.1.7 include two (2) sets of drawings at a suitable scale including the information set out in sections 9.1.5 of this bylaw. Complete Description of Work and Occupancy
- 9.1.8 include any other information required by the **Building Official** or the **Building Code** to establish substantial conformance with this bylaw, the **Building Code**, and any other bylaw or enactments relating to the building or **structure**.
- 9.2 In addition to the requirements of section 9.1.4, the following may be required by a **Building Official** to be submitted with a building **permit** application for the **construction** of a **Standard building** where in the opinion of the **Building Official** the complexity of the proposed building or **structure** or siting circumstances warrant: Other Information May Be Required
 - 9.2.1 **site** servicing drawings, including sufficient detail of off-**site** services to indicate locations at the property line, prepared and sealed by a registered professional;
 - 9.2.2 a section through the **site** showing grades, buildings, **structures**, parking areas and driveways;
 - 9.2.3 a roof plan and roof height calculations;
 - 9.2.4 structural, electrical, mechanical or fire suppression drawings prepared and sealed by a registered professional;

9.2.5 letters of assurance in the form of Schedule B as referred to in subsection 2.2.7 of the **Building Code**, signed by the registered professional; and

9.2.6 any other information required by the **Building Official** or the **Building Code** to establish substantial conformance with this bylaw, the **Building Code**, and other bylaws and any other bylaw or enactments relating to the building or **structure**.

Other
Information May
Be Required

DIVISION TEN – RELOCATION OF A BUILDING OR STRUCTURE

- | | | |
|----------|---|-------------------------------|
| 10.1 | An application for a permit with respect to the relocation of a building other than a factory built building shall: | Application For Permit |
| 10.1.1 | be submitted to the Building Official in the form provided by the Building Official and signed by the owner , or a signing officer if the owner is a company; | |
| 10.1.2 | be accompanied by the owner's acknowledgment of responsibility and undertakings made in the form attached as Appendix "A" to this bylaw, signed by the owner , or a signing officer if the owner is a company; | Owner's Undertaking |
| 10.1.3 | include a copy of a title search made within thirty (30) days of the date of the application; | Title Search |
| 10.1.4 | include site plans drawn to suitable scale and referenced to the current registered legal survey for the subject property and shall show: | Site Plans |
| 10.1.4.1 | the legal description and civic address of the parcel; | |
| 10.1.4.2 | by dimensions from property lines, the location of any proposed building or structure; | |
| 10.1.4.3 | means of access and egress to service the property and a detailed parking layout; | |
| 10.1.4.4 | by dimension from property lines, the location of any other existing building or structure on the site ; | |
| 10.1.4.5 | existing and finished ground levels to an established datum; | |
| 10.1.4.6 | all easements and rights-of-way whether registered or not, and the location of natural water courses; | |
| 10.1.4.7 | for other than single and two family dwellings, lot coverage and floor area ratio calculation; and | |
| 10.1.4.8 | for other than single and two family dwellings, provision for garbage containers, proposed method of screening | |

and a detailed landscape treatment for the **site**.

- 10.1.5 identify the existing location of the building or structure and proposed location to which the building or structure is to be moved; and
- 10.1.6 provide written verification by the appropriate utility authorities that all utility services have been disconnected and/or sealed as required.
- 10.2 Every application for a **permit** to relocate a building or structure shall be accompanied by security in a form acceptable to the **Building Official**, and in an amount equal to the estimated cost of completing the building or structure in its new location. The amount so estimated shall be acceptable to the **Building Official**, but in no case shall the security be less than Five Thousand Dollars (\$5,000.00). Security
- 10.3 Should a building or structure which has been relocated subject to the provisions of this Division not be completed within one year from the date of issuance of the **permit**, the **Building Official** may send a written notice to the **owner** stating that the building does not conform with this bylaw or other enactment and direct the **owner** to remedy the non-conformance within thirty (30) days from the date of service of the notice. If the non-conformance is not remedied within the period of thirty (30) days, the **Building Official** may draw upon the security on deposit and take whatever action is necessary to effect completion of the building and **site**. Action to Complete

DIVISION ELEVEN – DEMOLITIONS

- 11.1 An application for a **permit** with respect to a demolition shall:
 - 11.1.1 be submitted to the **Building Official** in the form provided by the **Building Official** and signed by the **owner**, or a signing officer if the **owner** is a company; **Permit Required**
 - 11.1.2 be accompanied by the **owner’s** acknowledgment of responsibility and undertakings made in the form attached as Appendix “A” to this bylaw, signed by the **owner**, or a signing officer if the **owner** is a company; **Owner’s Undertaking**
 - 11.1.3 include a copy of a title search made within thirty (30) days of the date of the application; and
 - 11.1.4 include **site** plans drawn to a suitable scale and referenced to the current registered legal survey for the subject property which shall show: **Site Plan**
 - 11.1.4.1 the legal description and civic address of the parcel;
 - 11.1.4.2 location of any existing buildings or structures on the **site**; and
 - 11.1.4.3 identify the building or buildings to be demolished.
- 11.2 Every **person** making application for a **permit** to demolish a building or structure shall, as part of his or her application, provide the **Building Official** with satisfactory evidence that:
 - 11.2.1 no unsafe condition will be created or permitted; and
 - 11.2.2 provide written verification by the appropriate utility authorities that all utility services have been disconnected and/or sealed as required. **Disconnect Services**
- 11.3 Before issuing a **permit** to demolish any building or structure, the **Building Official** may demand, as a condition of issuance that security be provided in a form satisfactory to the **Building Official** to ensure that the **site** of the demolition will be left in a safe, neat condition, free from debris or dust, and compatible with neighbouring properties. The amount of the security shall be equal to the estimated cost of **site** restoration and shall be acceptable to the **Security Required**

Building Official. In the event that the **site** is not properly restored to a standard satisfactory to the **Building Official**, the **Building Official** may send written notice to the **owner** requiring that the **site** be properly restored within thirty (30) days from the date of service of the notice. If the restoration is not carried out within the period of thirty (30) days the **Building Official** may draw upon the security and take whatever action is necessary to effect restoration of the **site**.

DIVISION TWELVE – TEMPORARY BUILDINGS

- 12.1 The word "temporary", as used in this Division, shall mean a period not exceeding one (1) year.
- 12.2 An application for a **permit** with respect to a temporary building or structure shall:
 - 12.2.1 be submitted to the **Building Official** in the form provided by the **Building Official** and signed by the **owner**, or a signing officer if the **owner** is a company;
 - Application for **Permit**
 - Owner's Undertaking**
 - 12.2.2 be accompanied by the **owner's** acknowledgment of responsibility and undertakings made in the form attached as Appendix "B" to this bylaw, signed by the **owner**, or a signing officer if the **owner** is a company;
 - Owner's Undertaking**
 - 12.2.3 include a copy of a title search made within thirty (30) days of the date of the application;
 - Title Search
 - 12.2.4 include **site** plans drawn to suitable scale and referenced to the current registered legal survey for the subject property which shall show:
 - Site Plans
 - 12.2.4.1 the legal description and civic address of the parcel;
 - 12.2.4.2 by dimensions from property lines, the location of proposed building or structure;
 - 12.2.4.3 means of access and egress to service the property and a detailed parking layout;
 - 12.2.4.4 by dimension from property lines, the location of any other existing building or structure on the **site**;
 - 12.2.4.5 existing and finished ground levels to an established datum;
 - 12.2.4.6 all easements and rights-of-way whether registered or not, and the location of natural water courses;
 - 12.2.4.7 for other than single and two family dwellings, lot coverage and floor area ratio calculation; and

12.2.4.8 for other than single and two family dwellings, provision for garbage containers, proposed method of screening and a detailed landscape treatment for the **site**; and

12.2.5 include security in a form and amount satisfactory to the **Building Official** but in any event not less than Two Thousand Dollars (\$2,000.00) in value, to guarantee that the building or structure will be removed from the **site** within the time limit indicated.

Security

12.3 Temporary buildings shall conform to the requirements of this bylaw and the siting requirements of the DOB Zoning Bylaw No. 111 as amended from time to time.

Conformance
With Zoning
Bylaw

DIVISION THIRTEEN – PROFESSIONAL DESIGN AND FIELD REVIEW

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|------|---|------------------------|
| 13.1 | When a Building Official considers that the site conditions, size or complexity of a development or an aspect of a development warrant, he or she may require a registered professional to provide design and plan certification and field review supported by letters of assurance in the form of Schedules B and C-B referred to in subsection 2.2.7 of the Building Code . | Certification of Plans |
| 13.2 | Prior to the approval of a final inspection for a complex building , or standard building in circumstances where letters of assurance have been required in accordance with sections 6.5, 6.16, 8.1.7, 8.1.8, 9.2.5 or 13.1 of this bylaw, the owner shall provide the District of Barriere with letters of assurance in the form of Schedules C-A or C-B, as is appropriate, referred to in subsection 2.2.7 of the Building Code . | Schedule C |
| 13.3 | When a registered professional provides letters of assurance in accordance with sections 6.5, 6.16, 8.1.7, 8.1.8, 9.2.5, 13.1 or 13.2 of this bylaw, he or she shall also provide proof of professional liability insurance to the Building Official in the form of Appendix “B” to this bylaw. | Liability Insurance |

DIVISION FOURTEEN – PROFESSIONAL PLAN CERTIFICATION

- | | | |
|------|---|--|
| 14.1 | The letters of assurance in the form of Schedule B referred to in subsection 2.2.7 of the Building Code and provided pursuant to sections 6.5, 6.16, 8.1.7, 8.1.8, 9.2.5, and 13.1 of this bylaw are relied upon by the District of Barriere and its Building Officials as certification that the design and plans to which the letters of assurance relate substantially conform to the Building Code and other applicable enactments relating to health and safety. | Letters of Assurance |
| 14.2 | A building permit issued pursuant to the requirements of this bylaw shall include a notice to the owner that the building permit is issued in reliance upon the certification of the registered professionals that the design and plans submitted in support of the application for the building permit conform with the Building Code and other applicable enactments relating to safety. | Notice of Reliance to the Owner |
| 14.3 | When a building permit is issued in accordance with the requirements of this Division the permit fee shall be reduced pursuant the District of Barriere Fees & Charges Bylaw No. 73 as amended. | Fee Reduction |

DIVISION FIFTEEN – INSPECTIONS

- | | | |
|----------|--|--------------------------------------|
| 15.1 | When a registered professional provides letters of assurance in accordance with sections 6.5, 6.16, 8.1.7, 8.1.8, 9.2.5, 13.1 or 13.2 of this bylaw, the District of Barriere will rely solely on the letters of assurance submitted pursuant to section 13.2 of this bylaw as certification that the construction substantially conform to the design, plans and specifications and that the construction complies with the Building Code , this bylaw and other applicable enactments. | Rely Solely on Letters of Assurance |
| 15.2 | Notwithstanding section 15.1 of this bylaw, a Building Official may attend the site from time to time during the course of construction to ascertain that the field reviews are taking place and to monitor the field reviews undertaken by the registered professionals. | Monitor Field Reviews |
| 15.3 | A Building Official may attend periodically at the site of the construction of standard buildings or structures to ascertain whether the Health And Safety Aspects Of The Work are being carried out in substantial conformance with those portions of the Building Code , this bylaw and any other applicable enactment concerning safety. | Site Visits |
| 15.4 | The owner , or his or her agent , shall give a minimum of one business day's notice to the District of Barriere of the following aspects of the work and, in the case of a Standard Building , shall obtain an inspection and receive a Building Official's acceptance of the following aspects of the work prior to concealing it: | Notice of Construction Stages |
| 15.4.1 | of intent to do work that has been ordered by the Building Official inspected during construction ; | |
| 15.4.2 | of intent to cover work that has been ordered by the Building Official to be inspected prior to covering; | |
| 15.4.3 | when work has been completed so that a final inspection can be made; | |
| 15.4.4 | and, while not limiting the generality of the foregoing, at the following stages of construction : | |
| 15.4.4.1 | when the forms for footings are complete, but prior to placing of any concrete therein; | |

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- 15.4.4.2 when concrete slab damp-proofing or soil gas control measures have been installed, but prior to pouring a concrete slab;
 - 15.4.4.3 when foundation concrete damp-proofing, waterproofing and perimeter drains are complete, or after framing of a preserved wood foundation wall and floor assembly and application of damp-proofing, but prior to any backfill being placed;
 - 15.4.4.4 when the building sanitary, storm and water service pipes are installed but prior to backfilling;
 - 15.4.4.5 when framing and sheathing of the building are complete, including the installation of roof membrane, all exterior doors and windows, fire-stopping, bracing, chimneys, duct work, plumbing, gas venting and wiring, but before any insulation, drywall or other interior or exterior finish is applied which would conceal such work;
 - 15.4.4.6 when the rough-in plumbing system, including interior water supply and drain waste and vent piping are complete, but before any such plumbing is covered;
 - 15.4.4.7 when exterior stucco wire and flashing is complete but prior to placement of any scratch coat thereon;
 - 15.4.4.8 when insulation and vapour barrier are complete but prior to placement of any finish thereon;
 - 15.4.4.9 during the **construction** of any masonry fireplace, when cantilevered hearth forms are in place but prior to pouring concrete; at the smoke chamber stage; for a free-standing masonry chimney, at the thimble stage; before any factory-built or site constructed fireplace or chimney is enclosed by combustible material; and before the chimney cap is placed on a masonry chimney; and
 - 15.4.5.0 when all work is complete but prior to occupancy.

15.5 For greater certainty, in the case of **Complex Buildings**, the requirement under 15.4 to notify the **District of Barriere** of the listed stages of **construction** does not oblige the **District of Barriere** to attend the **site** for inspections, **monitoring** or any other purpose.

No Inspection
Obligation For
Complex
Building

DIVISION SIXTEEN – OCCUPANCY CERTIFICATE

- | | | |
|--------|--|-----------------------|
| 16.1 | No person shall occupy or use a building or structure or part of a building or structure until an occupancy certificate has been issued. | Occupancy Prohibited |
| 16.2. | An occupancy certificate shall not be issued unless: | Occupancy certificate |
| 16.2.1 | all letters of assurance have been submitted when required in accordance with sections 6.5, 6.16, 8.1.7, 8.1.8, 9.2.5, 13.1 and 13.2 of this bylaw; and | |
| 16.2.2 | all aspects of the work requiring inspection and acceptance pursuant to section 15.4 of this bylaw have been inspected and accepted . | |
| 16.2.3 | the District of Barriere Utility Services Certificate of Inspection has been satisfactorily completed. | |
| 16.3 | A Building Official may issue an occupancy approval for part of a building or structure when that part of the building or structure is self-contained, provided with essential services and meets health and safety requirements. | Partial Occupancy |

DIVISION SEVENTEEN – FEES AND CHARGES

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|--------|--|--------------------------------------|
| 17.1 | In addition to applicable fees and charges required under other bylaws, a permit fee, calculated in accordance with DOB Fees & Charges Bylaw No. 73 as amended, shall be paid in full prior to issuance of any permit under this bylaw. | Permit Fee Calculation |
| 17.2 | The application fee as set out in District of Barriere Fees & Charges Bylaw No. 73 and its amendments, shall accompany an application made for a building permit to this bylaw. | Application Fee |
| 17.2.1 | The permit application fee is non-refundable. | Non-refundable Application Fee |
| 17.2.2 | An application shall be cancelled and the permit application fee forfeited if the permit has not been issued and the permit fee paid within six (6) months of the date of notification to the owner that the permit is ready to be issued. | Permit Cancellation |
| 17.2.3 | When an application is cancelled the plans and related documents submitted with the application may be destroyed. | Plans and Documents may be destroyed |
| 17.3 | The owner may obtain a refund of the permit fees set out in DOB Fees & Charges Bylaw No. 73 as amended when a permit is surrendered and cancelled before any construction begins, provided: | Refund of Permit Fee |
| 17.3.1 | the refund shall not include the permit application fee paid pursuant to section 17.2 of this bylaw. | |
| 17.4 | Where, due to non-conformance with this bylaw, more than two inspections are necessary when one inspection is normally required, for each inspection after the second inspection, a re-inspection charge as set out in DOB Fees & Charges Bylaw No. 73 as amended shall be paid prior to additional inspections being performed. | Re-inspection Fee |
| 17.5 | Where a required inspection is requested to be done after the hours during which the offices of the District of Barriere are normally open, an inspection charge shall be payable based on the time actually spent in making such inspection, including travel time. | After Hours Inspection |

DIVISION EIGHTEEN – DISCLAIMER OF WARRANTY OR REPRESENTATION

- 18.1 Neither the issuance of a **permit** under this bylaw nor the acceptance or review of plans, drawings or specifications or supporting documents, nor any inspections made by or on behalf of the **District of Barriere** constitute in any way a representation, warranty, assurance or statement that the **Building Code**, this bylaw or other applicable enactments have been complied with. Disclaimer

DIVISION NINETEEN – PENALTIES AND ENFORCEMENT

- | | | |
|------|--|---|
| 19.1 | Every person violating any provision of this bylaw commits an offence punishable on summary conviction to a fine of not less than One Hundred Dollars (\$100.00) or more than Ten Thousand Dollars (\$10,000.00) or to imprisonment of not more than six (6) months for each offence. A separate offence shall be deemed to be committed on each day during or on which a violation occurs or continues. | Penalties |
| 19.2 | Every person who fails to conform with any order or notice issued by a Building Official , or who allows a violation of this bylaw to continue, contravenes this bylaw. | |
| 19.3 | A Building Official may order the cessation of any work that is proceeding in contravention of the Building Code or this bylaw, or other applicable enactments by posting a Stop Work Order. | Stop Work Order |
| 19.4 | The owner of property on which a Stop Work Order has been posted, and every other person , shall cease all construction work immediately and shall not do any work until all applicable provisions of this bylaw have been substantially complied with and the Stop Work Order has been rescinded in writing by a Building Official . | Stop Work Order
Cease All Work |
| 19.5 | Where a person occupies a building or structure or part of a Building or structure in contravention of section 3.1.4 of this bylaw a Building Official may post a “Do Not Occupy” notice on the affected part of the building or structure . | Do Not Occupy
Portion of the
Building |
| 19.6 | The owner of property on which a “Do Not Occupy” notice has been posted, and every person , shall cease occupancy of the building or structure immediately and shall refrain from further occupancy until all applicable provisions of the Building Code and this bylaw have been substantially complied with and the Do Not Occupy notice has been rescinded in writing by a Building Official . | Do Not Occupy
Notice |

DIVISION TWENTY - APPENDICES

20.1 The Appendices attached to this bylaw form part of and are enforceable in the same manner as this bylaw.

READ A FIRST TIME this 23rd day of November, 2015.

READ A SECOND TIME this 23rd day of November, 2015.

READ A THIRD TIME this 23rd day of November, 2015.

RECONSIDERED AND ADOPTED this 7th day of December, 2015.

Original signed by, _____
Mayor

Original signed by, _____
Corporate Officer

OWNER(S) UNDERTAKING LETTER
Forming Part of Building Regulation Bylaw NO. 128

Notes:

1. *This Appendix "A" document must be:*
 - a. *signed by the **owner(s)** of the property for which a building **permit** is sought in the presence of a witness; and*
 - b. *submitted to the **District of Barriere** prior to issuance of a building **permit**.*
2. ***This document will have legal consequences for the owner(s).*** *As such, the **owner(s)** is strongly encouraged by the **District of Barriere** to obtain independent advice from a lawyer prior to signing and submitting this Appendix A document.*

ATTENTION: BUILDING OFFICIAL

RE: _____ (the "Property")
 (Legal Description of Property)

Building **Permit** Application No. (**OFFICE USE**) _____ (the "Project")

In consideration of the District of Barriere (DOB) accepting and processing an application for a building **permit** in respect of the Project, and as required by the **District of Barriere** Building Regulations Bylaw, the following representations, warranties and indemnities are given to the **District of Barriere**.

1. I am:
 - () the/an **owner** of the Property; or
 - () where the Property is owned by a company, I am authorized by the **owner**-company to sign this undertaking letter on behalf of the company.

Name: _____

Address: _____

2. I understand and acknowledge that the **owner** of the Property is fully responsible for carrying out the work, or having the work carried out by a contractor or a registered professional, to ensure compliance with the current version of the **Building Code**, the **District of Barriere** Building Regulations Bylaw, other applicable **District** Bylaws or any other applicable enactments.
3. I understand and acknowledge that neither:
 - a) the issuance of a building **permit** by the **District of Barriere**,
 - b) the acceptance or review of plans and supporting documents in respect of the Project, nor
 - c) any **monitoring** visits made by the **District of Barriere Building Officials**,

shall in any way constitute a representation, warranty or statement by or on behalf of the **District of Barriere** that the Project complies with current version of the **Building Code**, the **District of Barriere's** Building Regulations Bylaw, other applicable **District of Barriere** Bylaws or any other

applicable enactments nor relieve the **owner** and/or his or her **agent** from full and complete

responsibility to perform the work in strict accordance with **Building Code**, the **District of Barriere’s** Building Regulations Bylaw, other applicable **District of Barriere** Bylaws or any other applicable enactments respecting safety.

4. I am not in any way relying on the **District of Barriere** or any of the **District of Barriere Building Officials** to protect:

- a) the **owner(s)** or any future **owner(s)** of the Property,
- b) any use or occupier of the Property, or
- c) any other **person(s)** as contemplated in Division 1 of the current version of the **District of Barriere’s** Building Regulations Bylaw,

from injury or physical harm, property loss or damage, economic loss or any other form of claim or cause of action and I will not make any claim, counterclaim, or initiate Third Party proceedings, alleging responsibility or liability on the part of the **District of Barriere** or any of its **Building Officials** in connection with the Project.

5. Where “Letters of Assurance of Professional Design and Commitment for Field Review” are required, I have authorized, and am relying upon the following registered professionals to prepare and submit adequate plans and supporting documents and conduct all appropriate and necessary field reviews in respect of the Project:

(Print Name of each registered professional)

Coordinating: _____

Architectural: _____

Building Envelope: _____

Structural: _____

Mechanical: _____

Plumbing: _____

Fire Suppression Systems: _____

Electrical: _____

Geotechnical – temporary: _____

Geotechnical – permanent: _____

(the “Registered Professionals”).

6. I understand and acknowledge that the **District of Barriere** will rely solely upon the “Letters of Assurance of Professional Design and Commitment for Field Review” prepared by the Registered Professionals in respect of the Project to ensure compliance with the current version of the **Building Code**.

7. I understand that the word “work” in this document includes all work necessary to complete the Project such that it is compliance with the current version of the **Building Code**, the **District of Barriere’s** Building Regulations Bylaw, other applicable **District of Barriere’s** Bylaws and any other applicable enactments.

8. In the case where the Property is owned by a company, I have been authorized by the **owner-company** to make the representations, warranties and assurances to the **District of Barriere** as are contained in this Appendix “A” document.

9. I have been advised by the **District of Barriere** that I should obtain independent advice from a lawyer prior to signing and submitting this Appendix "A" document to the **District of Barriere**.

Where owner is an individual:	
Signature of Witness	Signature of Owner
Witness (print name)	Owner (print name) <i>(additional owner):</i>
Address of Witness	Signature of Owner
Signature of Witness	Owner (print name) (if required, reproduce and attach another copy of this page for additional owner signatures)
Witness (print name)	
Address of Witness	
Where owner is a company:	
Signature of Witness	Name of Company
Witness (print name)	Signature of authorized signatory for Company
Address of Witness	Name of authorized signatory for Company
	Title of authorized signatory for Company

Appendix "B"

**REGISTERED PROFESSIONAL'S PROOF
OF INSURANCE**

Forming Part of Building Regulation Bylaw No. 128

ATTENTION: BUILDING OFFICIAL

RE: _____

(Legal Description of Property)

Building **Permit** No. _____ Project Address: _____

Project Description: _____

This is to confirm that the undersigned registered professional is insured by a policy of insurance covering liability to third parties for errors and omissions in the provision of professional services in respect of the captioned project, **a certificate of which insurance is attached.**

The undersigned will notify both the **Building Official** and the **owner** who has engaged the undersigned to provide professional services in respect of the captioned project, in writing, of any termination of or change in terms of the coverage provided by the policy, immediately upon being informed of or becoming aware of such termination or change.

Signature of Registered Professional

Name of Firm

(affix seal)

DISTRICT OF BARRIERE
BUILDING INSPECTION DIVISION

CLIMATIC DATA

“Appendix C”

Effective January 1, 2013:

Climatic data for the design of buildings in the District of Barriere shall be deemed to be as follows:

This information is included for convenience only and without prejudice.

1. January 2 ½% design temperature		-25 C
2. January 1% design temperature		-28 C
3. July 2 1/2 % design dry bulb temperature		34 C
4. July 2 ½% wet bulb temperature		20 C
5. Annual total degree days below 18 C		4150
6. Maximum 15 minute rainfall		10mm
7. Maximum one day rainfall 1/50		45mm
8. Annual rain		370mm
9. Annual precipitation		500 mm
10. Driving Rain/Wind Pressures, pa 1/5		80
11. Hourly wind pressures		
	1/10	0.27kPa
	1/30	0.34kPa
	1/100	0.43kPa
12. Ground snow load		
	Ss	2.60kPa
	Ss	55 Pounds per Square Foot
	Sr (Rain)	0.2kPa

*Where a building or structure member can be expected to be subjected to loads, forces or other effects, such effects shall be taken into account in the design based on the most appropriate information available.