

Note: All comments and feedback received throughout the project are contained within the below table. Comments and feedback were collected and compiled up until noon on December 6th, 2022.

Table 1.0: – Comments and Feedback/Correspondence Received (June - December 6th, 2022)

Comments/Feedback Received	Staff Response
<p>Temporary Pools: inflatable etc. holding in excess of 600mm of water: Are fences required for these pools?</p> <p>These pools have removable ladders, making the pool inaccessible. I don't see how removing a ladder is not a sufficient safety and security measure. I also disagree that these temporary pools should be subjected to permitting.</p> <p>Please provide evidence for why this is necessary and studies showing the direct benefits to the community at large... We are a county with significant rural land. Please don't lose context of our community.</p> <p>Whether temporary swimming pools in excess of 600 mm of water should be subject to a Temporary Pool Permit?</p>	<p>Temporary swimming pools capable of holding 600mm of water or greater are proposed to be subject to a Temporary Swimming Pool Permit and regulations of the New Swimming Pool Enclosure By-Law. This approach ensures that all swimming pools within the County are enclosed for community health, safety, and wellbeing and inaccessible when unattended.</p> <p>Currently temporary swimming pools (EX. vinyl, free form pools) may not require enclosures or permits if the structure is tightly secured with a lockable cover, manufactured for that purpose, or an equally secure alternative and is locked and covered when not supervised.</p>
<p>Regarding pool pump and heater equipment. This equipment should have to be positioned and maintained so not to cause noise issues with neighbours.</p>	<p>Requirements relating to swimming pool equipment, such as pumps and heaters, are currently governed under the County of Brant Zoning By-Law 61-16. As a note these requirements are not proposed to change through this project.</p> <p>This project seeks to update the existing Fence By-Law 54-03 and create a new Swimming Pool By-Law which will focus on enclosures and safety of these structures, not location, setbacks, or equipment provisions.</p>

	<p>More information is available on the County's website at www.brant.ca/zoningbylaw or by contacting Staff directly at Jessica.kitchen@brant.ca</p>
<p>Whether hot tubs and Jacuzzi's with secured covers should be subject to regulation under the new Swimming Pool Enclosure By-Law and subject to a Swimming Pool Enclosure Permit?</p>	<p>Hydro-massage pools (including an outdoor tank or body of water maintained or used or which may be used for swimming, wading, bathing commonly referred to as hot tub, whirlpool, jacuzzi, spa, or swim spa) are proposed to be exempt from permitting and regulations under the proposed new Swimming Pool Enclosure By-Law, if the water surface area is less than 8.01 square metres (86.21 square feet) and there is a cover capable of being locked and holding 90.72 kilogram (200 lbs).</p> <p>The exclusion can be found under Section 2 Definitions of the proposed by-law within the term "swimming pool."</p> <p>Hot tubs and Jacuzzi's which are covered and locked have been exempt from enclosure requirements and permitting to date within the County.</p>
<p>What will be the potential impacts on existing structures, specifically whether these by-laws would be retroactively applied?</p>	<p>If approved these By-Law's would not be enforced retroactively. Any existing fences and swimming pool enclosures legally established prior to the By-Law's coming into force and effect could continue to exist, until such time that these structures are removed and/or replaced. Any new structure proposed upon the passing of these By-law's would need to conform with the provisions and regulations therein.</p>
<p>Has staff considered inclusion of alarm regulations for private swimming pools to alert owners when someone (or something) contacts the water unexpectedly?</p>	<p>Swimming pool alarms do not form part of regulations to date and are not proposed to be included within the New Swimming Pool Enclosure By-Law at this time.</p>
<p>Clarification on proposed changes and how these will impact residents throughout the County, specifically those who own a private swimming pool.</p>	<p>Detailed comparison charts outlining proposed amendments to existing policies and regulations are being finalized at this time. These will form part of the report package to Policy Development and Strategic Directions Committee on December 13th, 2022. A link to the report and attachments will become available a few days before the meeting.</p>

	<p>If approved these By-Law's would not be enforced retroactively. Any existing fences and swimming pool enclosures legally established prior to the By-Law's coming into force and effect could continue to exist, until such time that these structures are removed and/or replaced.</p> <p>Fences and swimming pools proposed on or after January 1st, 2023, would be subject to the proposed new regulations within the draft by-laws, if approved by Committee and Council, and may require a permit where applicable.</p>
Do we really need fences where someone has an above-ground pool with no ladder in it, or where the ladder has been covered with a board?	<p>Above ground swimming pools are proposed to be subject to permits and regulations of the new Swimming Pool Enclosure By-Law. All private swimming pools (including above ground) capable of holding 600mm of water or greater would be subject to permitting and regulations under the proposed by-law. This approach ensures that all swimming pools within the County are enclosed for community health, safety, and wellbeing and inaccessible when unattended.</p> <p>Above ground swimming pools may not require an enclosure or permit if the walls of the pool are at least 1.22 m (4 ft) in height, and the pool has a removable or lockable ladder, and secured cover or equivalent</p>
Why is there a maximum height for a fence? What is the risk for fences being greater than 2m high?	<p>Height restrictions are commonplace and included in most Fence By-laws.</p> <p>Height restrictions are included for safety reasons to ensure traffic or pedestrian safety sightlines are not impeded which can often be problematic in front yards and corner lot side yards.</p> <p>Height restrictions are also in place to maintain the overall character and aesthetics of the neighborhood. Having prescribed standards ensures that the rules are clear and consistent throughout the</p>

	<p>municipality. Some residents may take issue with having a high fence abutting their property as it could impact their day-to-day life by blocking light, limiting air flow and creating a confining outdoor open space.</p>
<p>Wrought iron fences are sometimes used on sloped backyards. This causes an asymmetrical gap below the fence. What is the limitation on the size of this bottom gap? I don't see any.</p>	<p>The proposed new Fence By-Law does not set out specific regulations for wrought iron fencing. This is intentional to allow for flexible implementation of the By-law and staff to work with property owners on different fencing materials, recognizing trends change over time.</p> <p>Height restrictions relate to zoning of a property and the yard location on a lot. All fencing is measured from ground level as defined within the proposed new Fence By-Law. Please refer to Sections 2 Definitions and 5 Fence Heights of the proposed By-Law for further guidance.</p> <p>The proposed New Swimming Pool Enclosure By-Law regulates the distance an enclosure can be from the ground or surface and allows for a maximum measure of 76.01mm (2.99 inches) from the bottom of an enclosure to ground or surface. Please refer to Sections 2 Definitions and Section 4 Swimming Pool Enclosure Requirements of the proposed by-law for further guidance.</p>
<p>Whether hot tubs, with a secured cover, should be fenced and require a Swimming Pool Enclosure Permit.</p>	<p>Hydro-massage pools (including an outdoor tank or body of water maintained or used or which may be used for swimming, wading, bathing commonly referred to as hot tub, whirlpool, jacuzzi, spa, or swim spa) are proposed to be exempt from permitting and regulations under the proposed new Swimming Pool Enclosure By-Law, if the water surface area is less than 8.01 square metres (86.21 square feet) and there is a cover capable of being locked and holding 90.72 kilogram (200 lbs).</p> <p>The exclusion can be found under Section 2 Definitions of the proposed by-law within the term "swimming pool."</p>

	Hot tubs and Jacuzzi's which are covered and locked have been exempt from enclosure requirements and permitting to date within the County.
<p>Apologies for what may be a lack of literacy skills on my part, does the proposed pool enclosure state that the homeowner requires a fence 1.2 m from the pool edge, all the way around the pool, regardless of a yard fence?</p> <p>To me, this means all sitting areas associated with the pool are outside the fence/enclosure.</p>	<p>The understanding is correct.</p> <p>The proposed Swimming Pool Enclosure By-Law does stipulate a maximum distance of 1.2 m from an enclosure to the nearest inside wetted surface of the swimming pool wall (regulation 4.8 of the new draft Swimming Pool Enclosure By-Law).</p> <p>This regulation is proposed to remain unchanged as it currently forms part of the County's Fence By-Law 54-03, under the heading "Swimming Pools – Construction, Height & Location", clause 32.</p>
Is there a possibility the County could provide a document that outlines the proposed changes without all the legalese of the by law wording - what are the proposed changes and what do they mean to the average homeowner who has a pool?	Detailed comparison charts outlining proposed amendments to existing policies and regulations are being finalized at this time. These will form part of the report package to Policy Development and Strategic Directions Committee on December 13 th , 2022. A link to the report and attachments will become available a few days before the meeting.

From: [Jessica Kitchen](#)
To: [REDACTED]
Subject: Fence and Swimming Pool Enclosure By-Law - Project Update
Date: Wednesday, July 13, 2022 10:55:00 AM
Attachments: [image002.png](#)
[image003.png](#)
[image004.png](#)

Good Morning Renee,

Hope your day is going well!

As an update, the Fence + Swimming Pool Enclosure By-Laws project will not move forward for recommendation to Committee until December 2022 at the earliest. While this date is tentative, I will continue to provide updates to you as this project moves forward ensuring you are kept in the loop.

This project will remain open for engagement looking ahead to December 2022. Any comments or feedback concerning the current Fence By-Law 54-03 (which includes Swimming Pool Enclosures), processes, or proposed draft by-laws forms an integral part of the process and is extremely helpful. Comments + feedback on the draft by-laws can be shared through the www.engagebrant.ca project page or directly with myself at Jessica.kitchen@brant.ca. Any comments or feedback shared will form part of future staff reports as the engagement summary for the project.

As discussed last week there have already been some revisions made to the draft by-laws initially posted in June. Revised by-laws will be posted on Engage Brant in the coming months for review, prior to the Committee meeting. I will send a note along to advise when updated drafts have been posted. This will ensure you are reviewing the most up to date information relating to this project.

Hopefully the above information is helpful. Should you have any concerns or questions throughout this project please do not hesitate to connect with me!

Have a great day,

Jessica Kitchen

CPT
Planner
Policy Planning Unit, Planning Division
Development Services Department
County of Brant
66 Grand River Street North, Paris, ON N3L 2M2

T 548-328-1828 | www.brant.ca



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From: [REDACTED]
Sent: Friday, July 8, 2022 4:19 PM
To: Jessica Kitchen <jessica.kitchen@brant.ca>
Subject: Fence and Pool Enclosure By-Law

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Jessica

We spoke on the phone yesterday. Can you please let me know of any proposed changes and when the council meeting will take place?

Please let me know if you have any questions.

Thanks,



Renee Wardlaw
Finance and Administration Manager
Green Collar Inc.
1632 Wilson Street West | Ancaster, ON L0R 1R0
[REDACTED] Website: www.greencollar.ca

From: [Jessica Kitchen](#)
To: [REDACTED]
Subject: Fence and Swimming Pool Enclosure By-Law Project - Follow Up
Date: Monday, September 12, 2022 10:14:00 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)

Good Morning Brian,

Hope your day is going well!

Thank you for your feedback regarding this project. The by-laws posted on Engage Brant is a very early draft from June 2022 and since then revisions have been made (specifically relating to swimming pool enclosures), based on community feedback and inter-departmental review.

A revised version of the draft by-laws will be posted on Engage Brant in the coming months for review, prior to the Committee meeting. The Fence + Swimming Pool Enclosure By-Laws project will not move forward for recommendation to Committee until December 2022, at the earliest.

This project will remain open for engagement looking ahead to December 2022. Any comments or feedback concerning the current Fence By-Law 54-03 (which includes Swimming Pool Enclosures), processes, or proposed draft by-laws forms an integral part of the process and is extremely helpful. Comments + feedback on the current and draft by-laws can be shared through the www.engagebrant.ca project page or directly with myself at Jessica.kitchen@brant.ca Any comments or feedback shared will form part of future staff reports as the engagement summary for the project.

Hopefully the above information is helpful. Should you have any concerns or questions throughout this project please do not hesitate to connect with me!

Have a great day,

Jessica Kitchen

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From: Brian Englefield [REDACTED]
Sent: Saturday, September 10, 2022 8:42 AM
To: Jessica Kitchen <jessica.kitchen@brant.ca>
Subject: Re. Pool enclosure bylaw

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Hi Jessica,

Apologies for what may be a lack of literacy skills on my part;-), does the proposed pool enclosure state that the homeowner requires a fence 1.2 m from the pool edge, all the way around the pool, regardless of a yard fence?

To me, this means all sitting areas associated with the pool are outside the fence/enclosure.

Thanks in advance for any clarification you can provide.

Kind regards,

Brian

From: [Jessica Kitchen](#)
To: [REDACTED]
Subject: RE: Fence and Swimming Pool Enclosure By-Law - Project Update
Date: Thursday, November 17, 2022 2:00:00 PM
Attachments: [image001.png](#)
[image002.png](#)
[image004.png](#)
[image006.png](#)

Thank you for following up Renee!

I would suggest connecting with Clerks at clerks@brant.ca or via phone at 519-442-6324 (Paris CSO number) for further assistance on attending the December 13th meeting. This will ensure you get the correct information on how to participate whether attending in person or virtually.

Should you have any issue contacting Clerks please let me know. Upon my return next week, I can assist not a problem.

Have a great day,

Jessica Kitchen

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From: [REDACTED]
Sent: Thursday, November 17, 2022 1:19 PM
To: Jessica Kitchen <jessica.kitchen@brant.ca>
Subject: RE: Fence and Swimming Pool Enclosure By-Law - Project Update

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Jessica

Thank you for letting me know. Do I need to let anyone know that I will be attending?



Renee Wardlaw
Finance and Administration Manager
Green Collar Inc.
1632 Wilson Street West | Ancaster, ON L0R 1R0
[REDACTED] Website: www.greencollar.ca

From: Jessica Kitchen <jessica.kitchen@brant.ca>
Sent: November 17, 2022 12:59 PM
To: [REDACTED]
Subject: Fence and Swimming Pool Enclosure By-Law - Project Update

Good Afternoon Renee,

Hope your day is going well!

I wanted to provide a quick project update, the Fence + Swimming Pool Enclosure By-Law's project will be moving forward for recommendation to the Policy Development and Strategic Directions Committee on December 13th, 2022. This meeting will be held in person at Council Chambers, located in Paris at 7 Broadway Street, but will also allow for virtual participation. Attached is a copy of the notice which would have been circulated within today's Expositor Newspaper for reference.

As part of early consultation and engagement, revised draft by-laws were prepared throughout the Summer and Fall. All revised project materials are posted and accessible through the www.engagebrant.ca project page. Should there be any difficulty in accessing this page or materials please

connect with me directly.

This project will remain open for engagement leading up to the December 13th, 2022. Comments or feedback concerning the proposed draft by-laws can be shared through the www.engagebrant.ca project page or directly with myself at Jessica.kitchen@brant.ca. Any comments or feedback shared will form part of staff's recommendation report at the December meeting. Staff reports and attachments are typically made available one week in advance of the meeting at www.brant.ca/councilagenda.

An additional quick note, I will be out of office Friday November 18th, 2022, returning Wednesday, November 23rd, 2022, but wanted to connect with you before leaving.

Hopefully the above information is helpful. Should you have any concerns or questions throughout this project please do not hesitate to connect with me!

Have a great day,

Jessica Kitchen

CPT

Planner

Policy Planning Unit, Planning Division

Development Services Department

County of Brant

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From: [Jennifer Boyer](#)
To: [REDACTED]
Cc: [Official Plan](#); [Jessica Kitchen](#)
Subject: RE: Fence and Swimming Pool Enclosure By-Law - Project Update
Date: Monday, September 26, 2022 12:13:09 PM
Attachments: [image005.png](#)
[image006.png](#)
[image007.png](#)

Good afternoon Renee,

Thank you for your follow up email about the status of the Fence and Pool Enclosure By-law.

As Jessica mentioned in her July email previously, we have tentatively scheduled to bring a report forward to the new Council in December or January 2023 with recommendations. However, this is subject to the schedule after the new Council is sworn in mid-November. At this time there is no further update.

There will be further consultation and information brought forward as Jessica mentioned. At this time, she is still working internally with changes. Revised by-laws will be posted on Engage Brant in the coming months for review, prior to the Committee meeting. I will send a note along to advise when updated drafts have been posted. This will ensure you are reviewing the most up to date information relating to this project.

I hope that is helpful. Have a great rest of your day.
Jennifer

Jennifer Boyer, BES, M.Sc., MCIP RPP
Manager of Policy Planning
Planning Division
Development Services Department
County of Brant
66 Grand River Street North, Paris, On N3L 2M2

T 519.442.6324 x 3008 | www.brant.ca
We need your input! Engage with us at www.brant.ca/NewOfficialPlan

From: [REDACTED]
Sent: Sunday, September 25, 2022 4:16 PM
To: Official Plan <OfficialPlan@brant.ca>
Subject: FW: Fence and Swimming Pool Enclosure By-Law - Project Update

Dear Planning

I receive a out-of-office notice from Jessica. Can you please provide me a update on this request below...



Renee Wardlaw
Finance and Administration Manager
Green Collar Inc.
1632 Wilson Street West | Ancaster, ON L0R 1R0

[REDACTED] Website: www.greencollar.ca

From: [REDACTED]
Sent: September 25, 2022 4:10 PM
To: 'Jessica Kitchen' <jessica.kitchen@brant.ca>
Subject: RE: Fence and Swimming Pool Enclosure By-Law - Project Update

Jessica

Do you have any update on the by-law changes to "Fence + Swimming Pool Enclosures". I do not want to miss the council meet on this subject.

Thanks,



Renee Wardlaw
Finance and Administration Manager
Green Collar Inc.
1632 Wilson Street West | Ancaster, ON L0R 1R0
[REDACTED] Website: www.greencollar.ca

From: Jessica Kitchen <jessica.kitchen@brant.ca>
Sent: July 13, 2022 10:55 AM
To: [REDACTED]
Subject: Fence and Swimming Pool Enclosure By-Law - Project Update

Good Morning Renee,

Hope your day is going well!

As an update, the Fence + Swimming Pool Enclosure By-Laws project will not move forward for recommendation to Committee until December 2022 at the earliest. While this date is tentative, I will continue to provide updates to you as this project moves forward ensuring you are kept in the loop.

This project will remain open for engagement looking ahead to December 2022. Any comments or feedback concerning the current Fence By-Law 54-03 (which includes Swimming Pool Enclosures), processes, or proposed draft by-laws forms an integral part of the process and is extremely helpful. Comments + feedback on the draft by-laws can be shared through the www.engagebrant.ca project page or directly with myself at Jessica.kitchen@brant.ca Any comments or feedback shared will form part of future staff reports as the engagement summary for the project.

As discussed last week there have already been some revisions made to the draft by-laws initially posted in June. Revised by-laws will be posted on Engage Brant in the coming months for review, prior to the Committee meeting. I will send a note along to advise when updated drafts have been posted. This will ensure you are reviewing the most up to date

information relating to this project.

Hopefully the above information is helpful. Should you have any concerns or questions throughout this project please do not hesitate to connect with me!

Have a great day,

Jessica Kitchen

CPT

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From: [REDACTED]
Sent: Friday, July 8, 2022 4:19 PM
To: Jessica Kitchen <jessica.kitchen@brant.ca>
Subject: Fence and Pool Enclosure By-Law

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We spoke on the phone yesterday. Can you please let me know of any proposed changes and when the council meeting will take place?

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Thanks,



Renee Wardlaw

Finance and Administration Manager

Green Collar Inc.

1632 Wilson Street West | Ancaster, ON L0R 1R0



Website: www.greencollar.ca

From: [Brandon Kortleve](#)
To: [REDACTED]
Cc: [Official Plan](#)
Subject: RE: Fence and Swimming Pool Enclosure By-Law - Project Update
Date: Monday, September 26, 2022 12:25:42 PM
Attachments: [image007.png](#)
[image008.png](#)
[image001.png](#)

Good Afternoon Renee,

There are no further updates to this project at this time. The timelines noted in July still apply, and the project is still tentatively scheduled for the Council meeting in December of this year, at the earliest.

As the project moves forward, updates will continue to be made to project page on the County's engagement website at <https://engagebrant.ca/fence-and-pool-enclosure-by-laws>. Please also feel free to reach out to staff for further updates in the future.

Hopefully this is helpful. Have a great afternoon!

Kind regards,

Brandon Kortleve BA honours, CPT (he/him/his)
Planner – Policy Planning Division

Development Services Department
The County of Brant
66 Grand River Street North, Paris ON N3L 2M2
226.387.9360 | brandon.kortleve@brant.ca | www.brant.ca/Planning



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From: [REDACTED]
Sent: September 25, 2022 4:16 PM
To: Official Plan <OfficialPlan@brant.ca>
Subject: FW: Fence and Swimming Pool Enclosure By-Law - Project Update

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Dear Planning

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Renee Wardlaw
Finance and Administration Manager



Green Collar Inc.

1632 Wilson Street West | Ancaster, ON L0R 1R0

Website: www.greencollar.ca

From: [REDACTED]
Sent: September 25, 2022 4:10 PM
To: 'Jessica Kitchen' <jessica.kitchen@brant.ca>
Subject: RE: Fence and Swimming Pool Enclosure By-Law - Project Update

Jessica

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Thanks,



Renee Wardlaw

Finance and Administration Manager

Green Collar Inc.

1632 Wilson Street West | Ancaster, ON L0R 1R0

Website: www.greencollar.ca

From: Jessica Kitchen <jessica.kitchen@brant.ca>
Sent: July 13, 2022 10:55 AM
To: [REDACTED]
Subject: Fence and Swimming Pool Enclosure By-Law - Project Update

Good Morning Renee,

Hope your day is going well!

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Jessica Kitchen

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From: [REDACTED]

Sent: Friday, July 8, 2022 4:19 PM

To: Jessica Kitchen <jessica.kitchen@brant.ca>

Subject: Fence and Pool Enclosure By-Law



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Jessica

We spoke on the phone yesterday. Can you please let me know of any proposed changes and when the council meeting will take place?

Please let me know if you have any questions.

Thanks,



Renee Wardlaw
Finance and Administration Manager
Green Collar Inc.

1632 Wilson Street West | Ancaster, ON L0R 1R0



Website: www.greencollar.ca