

Staff Report for Decision

DATE OF MEETING NOVEMBER 19, 2018

AUTHORED BY DAVE LABERGE, MANAGER OF COMMUNITY SAFETY

SUBJECT **IMPROPERLY FENCED SWIMMING POOL – 3168 UPLANDS DR.,
NANAIMO, BC**

OVERVIEW

Purpose of Report

To obtain Council authorization to enforce the provisions of the *Community Charter* related to an unfenced swimming pool.

Recommendation

That Council, pursuant to Sections 72 and 73 of the *Community Charter*, order the owner of 3168 Uplands Drive, within 30 days, to erect a fence as required pursuant to the City of Nanaimo “Building Bylaw 2016 No 7224” or remove the swimming pool.

BACKGROUND

3168 Uplands Drive is a single family dwelling. The rear yard contains a large above ground swimming pool enclosed by a fence that does not meet the structural requirements pursuant to the City of Nanaimo “Building Bylaw 2016 No. 7224”.

Correspondence was sent to the owner outlining the requirements for fencing the pool. The owner advises that building materials have been ordered to construct a fence, but the property has not been brought into compliance.

OPTIONS

1. That Council, pursuant to Sections 72 and 73 of the *Community Charter*, order the owner of 3168 Uplands Drive, within 30 days, to erect a fence as required pursuant to the City of Nanaimo “Building Bylaw 2016 No 7224” or remove the swimming pool.
2. That Council provide alternate direction.

SUMMARY POINTS

- 3168 Uplands Drive contains an improperly fenced swimming pool.
- As compliance was not achieved, the property is forwarded to Council for authorization to enforce the provisions of Sections 72 and 73 of the *Community Charter*.

ATTACHMENTS

Attachment A – Photos of 3168 Uplands Drive.

Submitted by:

Dave LaBerge
Manager of Community Safety

Concurrence by:

Karen Fry
Director of Public Safety