PUBLIC, SEMI-PUBLIC SWIMMING POOLS AND WHIRLPOOLS

DOING BUSINESS IN WINNIPEG BY-LAW NO. 91/2008

(Comes into force on June 1, 2008)

By-law Extract of pertinent sections regarding the regulation of specific business activities as adopted by Council effective June 1, 2008. This is only an extract. For more information please contact Community By-Law Enforcement Services at 986-2234

PART 1: GENERAL LICENSING PROVISIONS

DEFINITIONS

“indoor swimming pool” means a public swimming pool or a semi-public swimming pool, as those terms are defined by The Swimming Pools and Other Water Recreational Facilities Regulation, Manitoba Regulation 132/97 or successor regulation, that is located inside a building or structure;

“outdoor swimming pool” means a public swimming pool or a semi-public swimming pool, as those terms are defined by The Swimming Pools and Other Water Recreational Facilities Regulation, Manitoba Regulation 132/97 or successor regulation, that not is located inside a building or structure;

“whirlpool” means a whirlpool as defined by The Swimming Pools and Other Water Recreational Facilities Regulation No. 132/97 or successor regulation;

THE PUBLIC HEALTH ACT (C.C.S.M. c. P210)
Swimming Pools and Other Water Recreational Facilities Regulation

"public swimming pool" means a swimming pool being operated for use by the public or rented as a facility to a user group;

"semi-public swimming pool" means
(a) a swimming pool used in conjunction with a hotel, motel, condominium, multiple family development, apartment block, campground, club or similar establishment, or
(b) a swimming pool or modified pool designated as such by the Minister;

"swimming pool" means an artificially constructed basin, lined with concrete, fibreglass, vinyl or similar material in which persons can swim, wade or dive and which has a water depth greater than 60 cm, and includes a public swimming pool, semi-public swimming pool, whirlpool and receiving basin but does not include a modified pool, public non-conforming pool or wading pool;
“whirlpool” means a swimming pool or hot tub that is designed primarily for therapeutic or recreational use, and that
(a) is not drained, cleaned or refilled before use by successive users,
(b) utilizes hydrojet circulation, air induction or hot water or any combination of them, and
(c) is not operated solely under the supervision of a registered physiotherapist.

APPROVAL OF NEW LICENCE APPLICATION

64(2) An Indoor Swimming Pool Licence, an Outdoor Swimming Pool Licence or a Whirlpool Licence may not be issued until the designated employee receives:

Public Health
(a) verification from a public health inspector that the premises at which the business is proposed to be operated or carried on meets the requirements of The Public Health Act, relevant City by-laws and other regulatory requirements relating to public health;

Zoning Compliance
(b) verification from a City employee authorized to administer and enforce the Winnipeg Zoning By-law or the Downtown Winnipeg Zoning By-law that operation of the business on the premises proposed is permitted under one of those two zoning by-laws;

PART 2: SPECIFIC PROVISIONS RELATING TO PUBLIC, SEMI-PUBLIC SWIMMING POOLS AND WHIRLPOOLS

Public and semi-public swimming pools and whirlpools are regulated under The Public Health Act, Swimming Pools and Other Water Recreational Facilities Regulations and are therefore subject to on-going Public Health inspections.

PART 3: 2015 FEES

All licence fees are based on an annual licence, for one year from the business start date, and cannot be refunded. Licence holders renewing a licence must pay the fee as increased by the rate of inflation, or as otherwise approved by Council.

<table>
<thead>
<tr>
<th>Business License</th>
<th>Annual Fee</th>
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<tbody>
<tr>
<td>Swimming Pool - Indoor</td>
<td>Please contact (204) 986-2234 for the pro-rated fee</td>
</tr>
<tr>
<td>Swimming Pool - Outdoor</td>
<td>Please contact (204) 986-2234 for the pro-rated fee</td>
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<tr>
<td>Whirlpool</td>
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