

**TOWN OF TISDALE**

**BYLAW NO. 14/90**

**A BYLAW RESPECTING BUILDINGS**

The Council of the Urban Municipality of the Town of Tisdale, in the Province of Saskatchewan, enacts as follows:

**Short Title**

1. This bylaw may be cited as the Building Bylaw.

**Interpretation/Legislation**

2. (1) “Act” means The Uniform Building and Accessibility Standards Act being Chapter U-1.2 of the Statutes of Saskatchewan, 1983-84 and amendments.  
  
(2) “Regulations” means regulations made pursuant to the Act.  
  
(3) “Administrative Requirements” means The Administrative Requirements for Use with The National Building Code 1985.  
  
(4) “Municipality” means the Urban Municipality of the Town of Tisdale.  
  
(5) “Council” means the council of the Urban Municipality of the Town of Tisdale.  
  
(6) Definitions contained in the Act and regulations shall apply in this bylaw.

**General**

3. The Council shall, by resolution, appoint a person as Inspector for the administration of this bylaw and the Act and Regulations, provided, however, that Council may, at its Discretion, have plan review, inspection and other services for the purpose of enforcement the Act and Regulations provided by the inspector or inspectors designated by the Minister to assist the municipality pursuant to subsection 4 (4) of the Act.
4. (1) No person shall or shall continue to construct, erect, place, alter, repair, renovate, reconstruct, demolish or move a building unless a valid permit exists for the work to be done.  
  
(2) The granting of any permit which is authorized by this bylaw shall not:

- (a) entitle the grantee, his successor or assigns or anyone on his behalf to erect any building that fails to comply with the requirements of any building restriction agreement, bylaw, Act, and /or regulation affecting the site described in the permit, or
- (b) make either the municipality or any municipal official or any inspector appointed by the municipality liable for damages or otherwise by reason of the fact that a building, the placement, erection, construction, alteration, repair, renovation or reconstruction of which has been authorized by permit, does not comply with the requirements of any such building restriction agreement, bylaw, Act and /or regulation.

### **Building Permits**

- 5. (1) Every application for a permit to erect, place, construct, alter, repair, renovate or reconstruct a building shall be in Form “A”, and shall be accompanied by two sets of the plans and specifications of the proposed building, except that when authorized by the inspector plans and specifications need not be submitted.
- (2) The inspector may require submission of an up-to-date plan or survey prepared either before construction begins or upon completion of work by a registered land surveyor, as a condition of permit approval.
- (3) If the work described in an application for building permit complies with the requirements of this bylaw, the Act, regulations and building standards, the Inspector, upon receipt of the prescribed fee, shall issue a permit in form “B” and return one set of submitted plans to the applicant.
- (4) The permit fee for erection, placement, construction, alteration, repair, renovation or reconstruction of a building shall be based on the following fee schedule:

#### **Building Permit Fee Schedule**

- a) For erections or alterations costing \$5,000.00 or less the fee shall be \$50.00.
  - b) For erections or alterations costing more than \$5,000.00 the fee shall be \$50.00 for the first \$5,000.00 and \$5.00 per \$1,000.00 or part thereafter.
- (Bylaw 13/14 AMENDMENT)

- (5) Approval in writing from the Inspector is required for any deviation, omission or revision of work for which a permit has been issued under this section.
- (6) All permits issued under this section expire
  - (a) six months from the date of issue if work is not commenced within that period, or
  - (b) if work is suspended for a period of six months, or longer by prior written agreement of the Council.
- (7) The Inspector may, at its discretion, rebate a portion of a permit fee where work is reduced in scope or discontinued, or where other exceptional circumstances occur.

**Demolition or Removal Permits**

6. (1) (a) The fee for a permit to demolish or move a building shall be \$30.00.  
(Bylaw 13/14 AMENDMENT)
- (b) In addition, the applicant shall deposit with the municipality such sums as the Inspector considers sufficient to cover the cost of restoring the site after the building has been demolished or removed to such condition that it is, in the opinion of the Inspector, not dangerous to public safety. If the applicant who demolishes or removes the building restores the site to a condition satisfactory to the Inspector, the sum deposited shall be refunded.
- (2) Every application for a permit to demolish or remove a building shall be in Form “C”.
- (3) Where a building is to be demolished and the Inspector is satisfied that there are no debts or taxes in arrears or taxes outstanding with respect to the building is situated, the Inspector, upon receipt of a fee and deposit prescribed, shall issue a permit for the demolition in Form “D”.
- (4) Where a building is to be removed from its site and set upon another set upon another site in the municipality, and the Inspector is satisfied that there are no debts or taxes in arrears or taxes outstanding with

respect to the building or land on which the building is situated, and that the building when placed on its new site and completed, will conform with the requirements of this bylaw, the Act, regulations, and the building standards, the Inspector, upon receipt of the fee and deposit prescribed, shall issue a permit for the removal in Form "D".

- (5) Where a building is to be moved onto a site in the municipality, whether from a location outside the municipality, the Inspector may require the applicant to deposit with the municipality a further sum as the Inspector considers sufficient to cover the cost of conforming the building to the building to the building standards following such move.
- (6) All permits issued under this section expire six months from the date of issue except that a permit may be renewed for six months upon written application to the Inspector.

#### **Supplemental Building Regulations**

7. Notwithstanding any of the provisions of the Code as adopted by this bylaw, the special provision of this section of this bylaw shall have precedence over any of the provisions of the Code or provisions contained in any other section of this bylaw and, in the event of conflict or interpretation of same, the requirements of this section shall prevail.
  - (1) Where construction poses a hazard to pedestrian traffic areas it shall be the responsibility of the owner or contractor to barricade such areas in the manner satisfactory to the Inspector.

#### **Special Conditions**

8. (1) Nothing contained herein shall derogate from the responsibility of the owner or any other person to arrange for all permits, inspections and certificates required by other applicable Acts and regulations, and to otherwise comply therewith.

#### **Penalty**

9. (1) Any person who contravenes any of the provisions of this bylaw shall be liable to the penalties provided in Section 22 of the Act.

- (2) Conviction of a person or corporation for breach of any provision of this bylaw shall not relieve him from compliance therewith.

10. Bylaw No. 8/90 is hereby repealed

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MAYOR

(SEAL)

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TOWN ADMINISTRATOR

CERTIFIED A TRUE COPY of Bylaw No. 14/90 passed by a resolution of Council of the Town of Tisdale on the 25<sup>TH</sup> day of June, 1990.

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MERV T. VEY