

AGRICULTURE AND RURAL  
AFFAIRS COMMITTEE  
REPORT 24A  
23 JANUARY 2013

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COMITÉ DE L'AGRICULTURE ET  
DES AFFAIRES RURALES  
RAPPORT 24A  
LE 23 JANVIER 2013

AGRICULTURE AND RURAL  
AFFAIRS COMMITTEE  
EXTRACT OF MINUTES 26  
1 NOVEMBER 2012

COMITÉ DE L'AGRICULTURE ET DES  
AFFAIRES RURALES  
EXTRAIT DU PROCÈS-VERBAL 26  
LE 1 NOVEMBRE 2012

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**CITY MANAGER'S OFFICE  
CITY CLERK AND SOLICITOR DEPARTMENT**

REVIEW OF THE POOL ENCLOSURE BY- LAW, 2001-259  
ACS2012-PAI-PGM-0114

CITY WIDE

**REPORT RECOMMENDATIONS**

**That the Agriculture and Rural Affairs Committee recommend that Council:**

- 1. Repeal the By-law of the City of Ottawa Respecting the Enclosure for Privately Owned Outdoor Pools, By-law 2001-259; and replace it with a new By-law, substantially in the form of Document 1; and**
- 2. Direct staff to bring forward a report in January 2013, including timeframes and resource requirements, on a proposed public awareness and education campaign on pool safety and Pool Enclosure By-law requirements.**

This item had gone to Planning Committee on 23 October 2012 where it was announced that there would be a coroner's inquest held on this subject. Therefore Arlene Grégoire, the City's Chief Building Official, requested that Planning Committee and the Agriculture and Rural Affairs Committee, in due course, approve the recommendations contained within the report, but that the Committees' respective endorsements not proceed to Council until after the conclusion of the inquest so that any issues arising from the inquest could be brought forward to Council for that body's consideration.

**MOTION No. ARA 26/4**

Moved by Councillor S. Moffatt

**WHEREAS a Coroner's Inquest will be conducted into the July 28th, 2010 drowning of toddler Jeremie Audette that occurred at a home daycare in Orleans, and this Inquest is scheduled to begin on November 26th, 2012;**

**AND WHEREAS** the Coroner's Inquest is expected to focus on pool enclosures and municipal pool enclosure by-laws, and the Director of Building Code Services and Chief Building Official has been summoned as a witness;

**AND WHEREAS** this Report is scheduled to be considered by Council prior to the commencement of the Coroner's Inquest;

**AND WHEREAS** it is desirable to defer Council's consideration of this Report until the Coroner's Inquest is concluded in order to allow the Director of Building Code Services and Chief Building Official to address any new issues regarding pool enclosures that may arise from the verdict or recommendations of the Coroner's Inquest;

**AND WHEREAS** Planning Committee, at its meeting of October 23rd, also deferred Council's consideration of the Report until the conclusion of the Coroner's Inquest;

**BE IT RESOLVED THAT** Committee defer Council's consideration of this Report until the Coroner's Inquest into the drowning of toddler Jeremie Audette is concluded and its verdict and any recommendations have been issued.

CARRIED

The amended report recommendation was put to the Committee and CARRIED as amended as follows:

**That the Agriculture and Rural Affairs Committee recommend that Council:**

- 1. Repeal the By-law of the City of Ottawa Respecting the Enclosure for Privately Owned Outdoor Pools, By-law 2001-259; and replace it with a new By-law, substantially in the form of Document 1; and**
- 2. Direct staff to bring forward a report in January 2013, including timeframes and resource requirements, on a proposed public awareness and education campaign on pool safety and Pool Enclosure By-law requirements.**
- 3. That Committee defer Council's consideration of this Report until the Coroner's Inquest into the drowning of toddler Jeremie Audette is concluded and its verdict and any recommendations have been issued.**