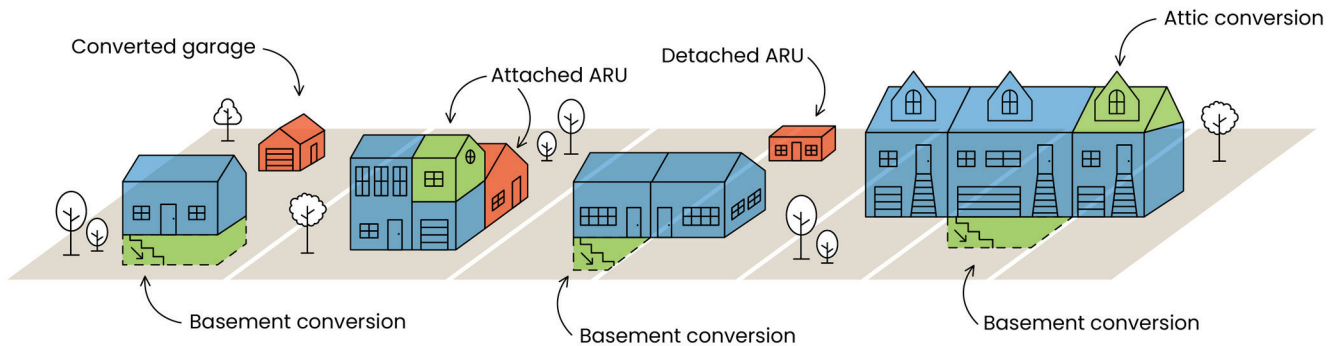


Additional Residential Unit (ARU) Registration Guide

Updated 2025

INTRODUCTION

An additional residential unit (ARU) is a self-contained dwelling unit located on the same lot or within the same building as a primary residence. The ARU must include its own cooking facilities, sanitary facilities, living areas and sleeping areas. ARUs are also referred to as second units, secondary suites, accessory dwelling units, basement apartments, coach houses, laneway houses, garden suites, tiny homes, granny flats, in-law apartments or nanny suites. ARUs can take different forms and be situated on different parts of a property.



The Municipal Act, 2001, as amended, gives municipalities the authority to pass and enforce by-laws. To regulate the registration of an ARU, the Town of Halton Hills passed the Additional Residential Unit (ARU) [By-law 2023-0060](#). The By-law states that no person shall operate or permit the occupancy of an ARU unless the ARU is registered with the Town of Halton Hills in accordance with this by-law. Registration of an ARU legalizes its existence and ensures an ARU complies with all applicable codes and standards. The Building Services Division of the Transportation and Public Works Department is responsible for the registration process. A copy of the current Additional Residential Unit (ARU) Registration By-law is included in the attachment section of this guide.

The registration process is designed to protect the owner and the inhabitants of the ARU from unnecessary hazards. The registration of an ARU makes both the ARU and the principal dwelling safe from a structural, health, and fire safety perspective. Periodical post-registration inspections by the Fire Department ensures that all safety measures established under the registration process will be maintained. All registered ARUs are listed on the ARU Public Registry, available online at haltonhills.ca/ARU.

This guide contains detailed information respecting:

- legalizing and registering an existing ARU within a principal dwelling or within an accessory building/structure on the same lot as the principal dwelling;
- obtaining a building permit for a new ARU within an existing principal dwelling or within an accessory building/structure on the same lot as the principal dwelling;
- obtaining a building permit to construct and register a new principal dwelling or accessory building/structure on the same lot as the principal dwelling that will also contain a new ARU.

Required documentation for the registration application and permit issuance may be prepared by:

- property owners where no more than 1 ARU is proposed within a principal dwelling or accessory building, or
- designers registered with the Ministry of Municipal Affairs and Housing with the “Small Buildings” qualification where 2 ARUs are proposed within a principal dwelling.

Contact the Town’s Building Permit Intake Analyst for more information:
905-873-2600, ext. 2925

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ZONING AND OTHER APPROVALS

Properties in Halton Hills are subject to the Comprehensive Zoning [By-law 2010-0050](#) as amended by 2024-0098, except for those properties that are located in the Niagara Escarpment Plan Area. The following provisions reflect the changes under Bill 23, More Homes Built Faster Act, 2022, which received Royal Assent on November 28, 2022, and was further amended by Bill 97, which received Royal Assent on June 8th, 2023.

For the zoning designation of a property see the [interactive map](#) on the Town's website.

Where are ARUs permitted?

Notwithstanding the standards below, where an ARU is completely contained within the basement of the main residential building, it may occupy the entire floor area of that basement. For an addition to the main residential building to accommodate an ARU, the standards based on the zone of the property shall apply.

Urban Residential Zones

A total of two additional residential units may be permitted on a lot in one of the following scenarios;

- Up to two additional residential units within the main residential building where the combined floor area of the units occupied no more than 60% of the total floor area of the main residential building; or up to 220 square metres of floor area, whichever is lesser; or
- One additional residential unit within the main residential building, occupying no more than 40% of the floor area of the main residential building, or 110 square metres of floor area, whichever is lesser; and/or one detached ARU no larger than 40% of the floor area of the main residential building, or 90 sq metres of floor area, whichever is lesser

Standards for detached ARU – Urban Residential Zones

Location	Interior or rear yard
Minimum interior side yard setback	<ul style="list-style-type: none"> • 1.0 metre if no windows facing interior lot line • 2.0 metres if windows are facing interior lot line • Doors and balconies are not permitted facing interior lot line • Above setbacks are required to be increased by 0.5 metres for each additional half storey above the first storey.
Minimum exterior side yard setback (corner lot)	<ul style="list-style-type: none"> • No closer to exterior side lot line than main residential building to exterior side lot line. • Balconies facing exterior side lot line are not permitted.
Minimum rear yard setback	<ul style="list-style-type: none"> • 1.5 metres if no windows are facing rear lot line • 7.5 metres if windows are facing rear lot line • Doors and balconies facing rear lot line are not permitted • Above setbacks are required to be increased by 0.5 metres for each additional half storey above the first storey.
Maximum height	<ul style="list-style-type: none"> • 1.0 metre less than the top of the roof for the main residential building to a maximum of 6.5 metres
Maximum floor area	<ul style="list-style-type: none"> • 90 square metres or 40% of main residential building whichever is lesser.

Location	Interior or rear yard
Maximum lot coverage (mature neighbourhood only)	<ul style="list-style-type: none"> • Within a mature neighbourhood the lot coverage can be increased to 45% where a detached ARU is established
Maximum lot coverage	<ul style="list-style-type: none"> • 60% lot coverage including main residential building and all accessory buildings or structures.
Access	<ul style="list-style-type: none"> • Clear and unobstructed access must be provided into the rear yard from the front, interior or exterior yard of the same lot.

Non-Urban Residential Zones

A total of two additional residential units may be permitted on a lot in one of the following scenarios;

- Up to two additional residential units within the main residential building where the combined floor area of the units occupied no more than 60% of the total floor area of the main residential building; or up to 220 square metres of floor area, whichever is lesser; or
- One additional residential unit within the main residential building, occupying no more than 40% of the floor area of the main residential building, or 110 square metres of floor area, whichever is lesser; and/or one detached ARU no larger than 45% of the floor area of the main residential building, or 140 sq metres of floor area, whichever is lesser

Standards for detached ARU – Non-Urban Residential

Location	All yards, in accordance with existing standards
Minimum front yard setback	<ul style="list-style-type: none"> • Required front yard setback for main residential building specific to zone.
Minimum interior side yard setback	<ul style="list-style-type: none"> • Required interior side yard setback for main residential building specific to zone.
Minimum exterior side yard setback (corner lot)	<ul style="list-style-type: none"> • Required exterior side yard setback for main residential building specific to zone.
Minimum rear yard setback	<ul style="list-style-type: none"> • Required rear side yard setback for main residential building specific to zone.
Maximum height	<ul style="list-style-type: none"> • 1.0 metre less than the top of the roof for the main residential building to a maximum of 8.0 metres
Maximum floor area	<ul style="list-style-type: none"> • 140 square metres or 45% of main residential building whichever is lesser.
Maximum lot coverage (mature neighbourhood only)	<ul style="list-style-type: none"> • Within a mature neighbourhood the lot coverage must comply with the standards for that zone (Table 9.3)
Location	<ul style="list-style-type: none"> • A detached ARU must share the same driveway as the main residential building and be located within 30 metres of the main residential building.

Parking Standards for Additional Residential Units

- Main residential dwelling – 2 parking spaces
- ARU – 1 parking space each
- Parking space in a garage – 2.9 metres x 6.0 metres (single) / 5.5 x 6.0 metres (double)
- Parking on a driveway – 2.75 x 5.5 metres
- Maximum driveway width – 7.0 metres provided 40% of the front yard is maintained as soft landscaping.
- Minimum setback from interior side lot line to driveway – (same as main residential building)
- Maximum one driveway per lot.

Where compliance with the Zoning By-law cannot be achieved a minor variance to the Zoning By-law can be requested through the [Committee of Adjustment](#).

NON-REGISTERED EXISTING ARUS

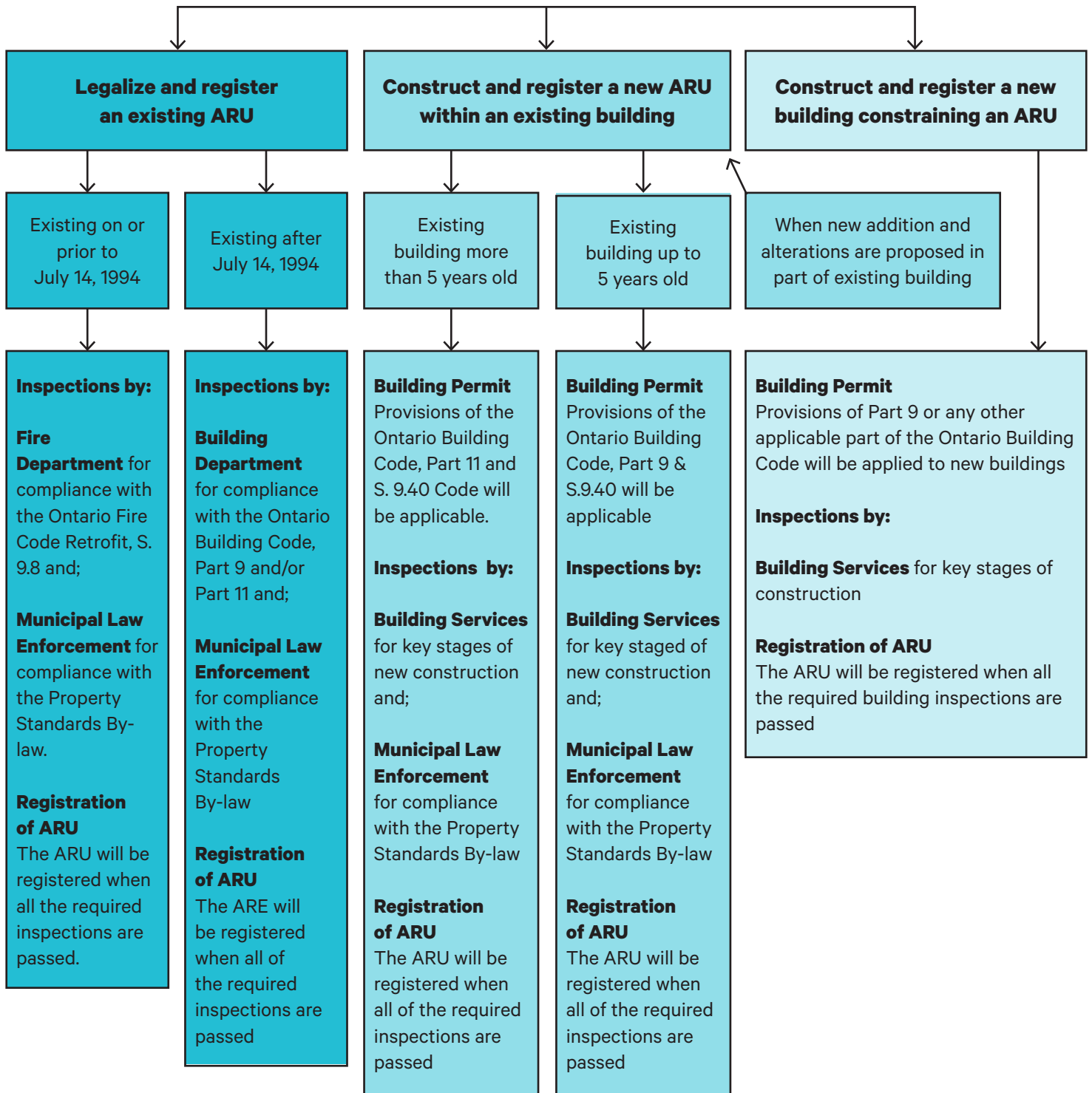
For an existing additional residential unit that existed on or before July 14, 1994, the provisions of the Ontario Fire Code Retrofit 9.8 may apply for registration of the unit. In order to prove existence of the unit on or before July 14, 1994, the owner of the house must submit applicable documentation to the Zoning Officer.

The following documentation may be considered acceptable:

- Affidavits from the tenants who occupied the units at that time describing the details of their tenancy,
- A copy of a tenancy agreement and pertinent cancelled rental cheques,
- Tax statement of rental income and/or assessment information, showing that two dwelling units existed on that date(s),
- Building permit issued for the second unit,
- Statements from accountants and/or lawyers.

Some other applicable (by-law or applicable law) approvals may be required before an accessory unit is added. Contact the Town's Zoning Officer at 905-873-2600, ext. 2034 for more information.

ARU COMPLIANCE PATHS



LEGALIZING AND REGISTERING AN EXISTING ARU

Existing illegal ARUs may be legalized through the established registration process providing that they comply with the requirements set out in the [Registration By-law](#) (and listed below).

The process begins by submitting an application to the Town's Building Services Division by the registered owner of the property (or a person authorized by the owner). The [Building Permit Application](#) can be submitted online.

1. Completed [ARU Registration Application](#)
2. [Owner's Authorization form](#) where the applicant is not the registered owner of the house
3. Copies of:
 - Site plan drawing showing:
 - lot configuration
 - location of the house and all other structures (including septic system location, if applicable)
 - parking spaces in the driveway including one unobstructed space for each ARU in addition to the requirement for the single detached dwelling unit, with a minimum width of 2.75 meters, and a minimum length of 5.5 meters
 - all exterior entrances to the house
 - proposed window wells and existing window wells
 - locations of any easements on the property
 - Floor plan drawings for each ARU detailing the following:
 - ceiling heights in each room and under dropped areas such as under beams and bulkheads
 - room uses, dimensions, and areas (measurements are to be taken to the exterior side of each wall face)
 - the common areas of the building
 - the exterior dimensions of the ARU
 - the floor area of the ARU
 - the floor area of the principal dwelling
 - the secured entrances to each ARU
 - window locations, dimensions, and areas (including all window/floor area calculations)
 - locations and dimensions of doors
 - wall and door schedules
 - require fire separation location and assembly notes
 - smoke alarms and carbon monoxide alarms
 - heating, ventilation and air conditioning layout
 - water service size

4. ARU Registration Fees

The registration fee can be found within the Town of Halton Hills [User Fees](#). Payment of fees is done at time of application (by cash, cheque, credit, or debit).

Copies of the Additional Residential Unit Registration Application and Owner's Authorization form are included in the attachment section of this guide.

After the above listed application items have been submitted, reviewed, and accepted by the registrar, the required pre-registration inspections will be scheduled with the applicant. Every applicant will ensure that the ARU is available for inspection by the appropriate Town staff.

Municipal law enforcement officers will determine compliance with the Property Standards and Zoning By-laws.

Fire inspectors will determine compliance with the Fire Code if the ARU existed before July 14, 1994. Compliance with the Fire Code for an ARU that existed before July 14, 1994 can only be applied where a maximum of 1 ARU is located within the principal dwelling.

Building inspectors will ensure compliance with the Building Code if the accessory unit was created after July 14, 1994.

As result of the above-referenced inspections, the owner/applicant may be required to make some changes to upgrade the building in order to comply with minimum Building or Fire Code and/or by-law requirements. A Building Permit (the cost of which is separate from the fee paid for the registration of an ARU) may be required prior to making these upgrades/modifications, or for the work completed without a building permit. Building inspections of the work covered by these building permits will have to be conducted and passed prior to registration.

Once all of the required registration inspections (Property Standards, Fire, and/or Building) have been passed, the ARU will be registered and included in the Additional Residential Unit Public Registry. The owner will be sent confirmation stating that the ARU has been registered.

Contact the Town's building permit intake analyst at 905-873-2600, ext. 2925 for more information.

CONSTRUCTING AND REGISTERING A NEW ARU WITHIN AN EXISTING BUILDING

Property owners who want to create a new ARU within an existing house or accessory building will apply for a building permit for the proposed work. Registration of the newly created ARU has been made part of the building permit application process with a reduced fee.

The process begins by having an application submitted to the Town's Building Services Division by the registered owner of the property (or a person authorized by the owner).

The [Building Permit Application](#) can be submitted online. The following are requirements for a complete application:

1. Completed [Building Permit Application with Schedule 1 form](#)
2. Completed [ARU Registration Application](#)
3. [Owner's Authorization form](#) where the applicant is not the registered owner of the building.
4. Copies of:
 - Fully dimensioned site plan drawing showing:
 - lot configuration
 - house/building location and setbacks (containing ARU)
 - location of all buildings and structures and, where applicable, location of on-site sewage disposal system
 - parking spaces in the driveway including one unobstructed space for each ARU in addition to the requirement for the principal dwelling unit, with a minimum width of 2.75 meters, and a minimum length of 5.5 meters
 - exterior entrances to the ARU and principal dwelling, including walkout stairs, if applicable
 - egress window and window well, if applicable
 - Existing floor plans for each floor level (basement, main floor, second floor) showing:
 - room uses, dimensions, and areas (measurements are to be taken to the exterior side of each wall face)
 - floor area in (m²) for each floor level
 - interior stairs
 - location of the existing/new furnace
 - common areas of the building
 - locations, dimensions, and areas of the existing doors and windows
 - Proposed Floor plans (for the proposed ARU and for any changes to other floor areas, if applicable) showing:
 - room uses, dimensions, and areas
 - common areas of the building
 - floor area in (m²) of the ARU
 - total floor area in which the ARU is located
 - ceiling heights in each room within the future ARU, including ceiling height at the lowest point of bulkheads
 - locations, dimensions, and areas of the windows and doors for the proposed ARU

- location of plumbing fixtures
- HVAC general layout
- glass area calculation
- fire separation information
- wall and door schedules
- require fire separation location and assembly notes
- smoke alarms and carbon monoxide alarms
- Elevations (showing doors, windows, window wells, ARU entrance). Updated Spatial Separation calculations required if increasing exterior openings.
- Sections and construction details (walls, ceiling, fire separations, window wells, egress and escape windows)
- HVAC system design or information about the proposed changes to the existing system (including location of the furnace, number and location of the supply and return air openings, location of the supply and return air ducts related to the ceiling membrane)
- Size of water service line (calculation). Refer to the [water service form](#) on our website.
- Assessment of the existing on-site sewage disposal system (septic system), where applicable. Remedial work may be required if the Assessment report shows that the existing on-site sewage disposal system is not adequate to service both the existing use and the ARU.

5. Permit and Registration Fees:

The building permit fee and registration fee can be found within the Town of Halton Hills [User Fees](#).

Payment of fees is done at time of application (by cash, cheque, credit, or debit).

A pre-registration inspection by a municipal law enforcement officer to determine compliance with certain provisions of the Property Standards and Zoning By-laws will be scheduled with the applicant. The applicant will ensure that the building is available for the inspection. If the municipal law enforcement officer determines that remedial work resulting from their inspection requires a building permit, the matter will be included in the current building permit application.

Upon the issuance of the building permit for the new ARU, building inspectors will inspect the mandatory stages of construction as regulated by the Ontario Building Code and the Town's Building By-law.

Once all of the above-referenced inspections are conducted and passed, the occupancy permit for the ARU will be issued and the ARU will be registered. The property will be included in the Additional Residential Unit Public Registry. The owner will be sent confirmation stating that the ARU has been registered.

Contact the Town's Building Permit Intake Analyst at 905-873-2600, ext. 2925 for more information.

Copies of the Building Permit Application, Additional Residential Unit Registration Application, and Owner's Authorization Form are included in the attachment section of this guide.

CONSTRUCTING AND REGISTERING A NEW BUILDING CONTAINING AN ARU

A building permit is required for the construction of a new building that contains a new ARU. Registration of the ARU has been made part of the building permit application process for the proposed building. An application for a building permit to construct a new principal dwelling or accessory building and register a new ARU may be made by the registered owner of the property or a person authorized by the owner.

The [Building Permit Application](#) can be submitted online through the Town's electronic permitting system. The following are requirements for a complete application:

1. Completed [Building Permit Application with Schedule 1 form](#)
2. Completed [ARU Registration Application](#)
3. [Owner's Authorization form](#) where the applicant is not the registered owner of the house
4. Construction drawings (See the Town's Building Permit Application Guide for information respecting the building permit documentation requirements)
5. Building Permit and Registration Fees:

The building permit fee and registration fee can be found within the Town of Halton Hills [User Fees](#). Payment of fees is done at time of application (by cash, cheque, credit, or debit).

Upon the issuance of the building permit for the new building containing an ARU, building inspectors will inspect key stages of construction to ensure that the construction complies with the building permit documentation and the applicable Zoning By-law and Ontario Building Code requirements.

Once all of the above-referenced inspections are conducted and passed, an occupancy permit for the ARU and an occupancy permit for the principal dwelling (where applicable) will be issued and the ARU will be registered. The property will be included in the Additional Residential Unit Public Registry. The owner will be sent confirmation stating that the ARU has been registered.

Copies of the Building Permit Application form, Additional Residential Unit Registration Application, and Owner's Authorization Form are included in the attachment section of this guide.

APPLICABLE LEGISLATION

The Town of Halton Hills "By-law to provide for the Registration of an Additional Residential Unit (ARU)" No. 2023-0060, as amended, requires that the entire property comply with various requirements contained in the Ontario Fire Code, Ontario Building Code, Zoning By-law No. 2010-0050, as amended and the Town of Halton Hills Property Standards By-law 2008-0137, as amended. The [By-laws](#) are available on the Town's website.

Ontario Building Code Requirements for an ARU

ARUs created/constructed after July 14, 1994, have to comply with the Ontario Building Code. The applicable code requirements depend on the age of the building within which the ARU is created.

Depending on the scenario under which an ARU is created the following provisions of the Ontario Building Code would apply:

- When constructing a new building that is proposed to also contain an ARU, or adding an ARU to an existing building that has been in existence five years or less, requirements of Part 9 will be applicable.
- When adding an ARU to an existing house that has been in existence for more than five years, the ARU may comply with the less restrictive requirements of Part 11, Division B of the Ontario Building Code.

Contact the Town's building permit intake analyst at 905-873-2600, ext. 2925 for more information.

The list of the applicable Ontario Building Code requirements is included in the attachment section of this guide. The list of Ontario Building Code (OBC) requirements attached in this guide pertain to a building that contains only 1 ARU. Principal dwellings may be permitted to contain up to 2 ARU's, but are subject to additional and/or more restrictive building code requirements.

Consultation with a professional designer is required when considering adding 2 ARU's within a principal dwelling.

Ontario Fire Code Requirements for an ARU

ARUs created prior to July 14, 1994, have to comply with the provisions of the Ontario Fire Code, Retrofit, S. 9.8 related to the required fire separations between units, exiting, smoke alarms & CO detectors, and electrical safety.

Contact the Fire Department at 905-877-1133 for more information. A copy of the Ontario Fire Code, Retrofit, S. 9.8 is included in the attachment section of this guide.

Property Standards Requirements for an ARU

The scope of a pre-registration inspection by municipal law enforcement officers for the properties where ARUs were created prior to July 14, 1994, will include interior areas and spaces within the ARU, common areas, and the exterior elements of the building as well as parking spaces to ensure compliance with the Property Standards [By-law 2008-0137](#), as amended. In cases where the ARUs within the building are created after the said date, the scope of the property standards inspections will be limited to the parking areas and the exterior parts/elements of the building. Contact Enforcement Services at 905-873-2600, ext. 2330 for more information.

The list containing the Property Standards By-law requirements applicable to the pre-registration inspections is included in the attachment section of this guide.

ILLEGAL ADDITIONAL RESIDENTIAL UNITS (ARU)

Illegal ARUs are subject to joint inspection by fire, building, and enforcement staff. If evidence of an illegal ARU is found, a notice of violation will be issued by a municipal law enforcement officer requesting the owner:

- to apply for registration, or
- to cease the use of the ARU and change the building back to a single dwelling unit or accessory building.

Building staff will address the construction and change of use without a permit. Fire staff will address the imminent safety of the building.

Homeowners who do not register their ARU with the Town of Halton Hills and continue to permit occupancy may be subject to a fine of up to \$50,000 for individuals and \$100,000 for a corporation.

Building Permit Application

Application for a Permit to Construct or Demolish

This form is authorized under subsection 8(1.1) of the *Building Code Act, 1992*

For use by Principal Authority			
Application number:		Permit number (if different):	
Date received:		Roll number:	
Application submitted to: _____ <small>(Name of municipality, upper-tier municipality, board of health or conservation authority)</small>			
A. Project information			
Building number, street name		Unit number	Lot/con.
Municipality	Postal code	Plan number/other description	
Project value est. \$		Area of work (m ²)	
B. Purpose of application			
<input type="checkbox"/> New construction	<input type="checkbox"/> Addition to an existing building	<input type="checkbox"/> Alteration/repair	<input type="checkbox"/> Demolition <input type="checkbox"/> Conditional Permit
Proposed use of building		Current use of building	
Description of proposed work			
C. Applicant			
Applicant is: <input type="checkbox"/> Owner or <input type="checkbox"/> Authorized agent of owner			
Last name	First name	Corporation or partnership	
Street address		Unit number	Lot/con.
Municipality	Postal code	Province	E-mail
Telephone number	Fax	Cell number	
D. Owner (if different from applicant)			
Last name	First name	Corporation or partnership	
Street address		Unit number	Lot/con.
Municipality	Postal code	Province	E-mail
Telephone number	Fax	Cell number	

E. Builder (optional)				
Last name		First name	Corporation or partnership (if applicable)	
Street address			Unit number	Lot/con.
Municipality		Postal code	Province	E-mail
Telephone number		Fax		Cell number
F. Tarion Warranty Corporation (Ontario New Home Warranties Program)				
i. Is proposed construction for a new home as defined in the <i>Ontario New Home Warranties Plan Act</i> ? If no, go to section G.			<input type="checkbox"/> Yes	<input type="checkbox"/> No
ii. Is registration required under the <i>Ontario New Home Warranties Plan Act</i> ?			<input type="checkbox"/> Yes	<input type="checkbox"/> No
iii. If yes to (ii) provide registration number(s): _____				
G. Required Schedules				
i) Attach Schedule 1 for each individual who reviews and takes responsibility for design activities.				
ii) Attach Schedule 2 where application is to construct on-site, install or repair a sewage system.				
H. Completeness and compliance with applicable law				
i) This application meets all the requirements of clauses 1.3.1.3 (5) (a) to (d) of Division C of the Building Code (the application is made in the correct form and by the owner or authorized agent, all applicable fields have been completed on the application and required schedules, and all required schedules are submitted). Payment has been made of all fees that are required, under the applicable by-law, resolution or regulation made under clause 7(1)(c) of the <i>Building Code Act, 1992</i> , to be paid when the application is made.			<input type="checkbox"/> Yes	<input type="checkbox"/> No
ii) This application is accompanied by the plans and specifications prescribed by the applicable by-law, resolution or regulation made under clause 7(1)(b) of the <i>Building Code Act, 1992</i> .			<input type="checkbox"/> Yes	<input type="checkbox"/> No
iii) This application is accompanied by the information and documents prescribed by the applicable by-law, resolution or regulation made under clause 7(1)(b) of the <i>Building Code Act, 1992</i> which enable the chief building official to determine whether the proposed building, construction or demolition will contravene any applicable law.			<input type="checkbox"/> Yes	<input type="checkbox"/> No
iv) The proposed building, construction or demolition will not contravene any applicable law.			<input type="checkbox"/> Yes	<input type="checkbox"/> No
I. Declaration of applicant				
I _____ declare that: (print name)				
1. The information contained in this application, attached schedules, attached plans and specifications, and other attached documentation is true to the best of my knowledge.				
2. If the owner is a corporation or partnership, I have the authority to bind the corporation or partnership.				
_____ Date		_____ Signature of applicant		

Personal information contained in this form and schedules is collected under the authority of subsection 8(1.1) of the *Building Code Act, 1992*, and will be used in the administration and enforcement of the *Building Code Act, 1992*. Questions about the collection of personal information may be addressed to: a) the Chief Building Official of the municipality or upper-tier municipality to which this application is being made, or, b) the inspector having the powers and duties of a chief building official in relation to sewage systems or plumbing for an upper-tier municipality, board of health or conservation authority to whom this application is made, or, c) Director, Building and Development Branch, Ministry of Municipal Affairs and Housing 777 Bay St., 2nd Floor, Toronto, M5G 2E5 (416) 585-6666.

Schedule 1: Designer Information

Use one form for each individual who reviews and takes responsibility for design activities with respect to the project.

A. Project Information			
Building number, street name		Unit no.	Lot/con.
Municipality	Postal code	Plan number/ other description	
B. Individual who reviews and takes responsibility for design activities			
Name		Firm	
Street address		Unit no.	Lot/con.
Municipality	Postal code	Province	E-mail
Telephone number	Fax number		Cell number
C. Design activities undertaken by individual identified in Section B. [Building Code Table 3.5.2.1. of Division C]			
<input type="checkbox"/> House	<input type="checkbox"/> HVAC – House	<input type="checkbox"/> Building Structural	
<input type="checkbox"/> Small Buildings	<input type="checkbox"/> Building Services	<input type="checkbox"/> Plumbing – House	
<input type="checkbox"/> Large Buildings	<input type="checkbox"/> Detection, Lighting and Power	<input type="checkbox"/> Plumbing – All Buildings	
<input type="checkbox"/> Complex Buildings	<input type="checkbox"/> Fire Protection	<input type="checkbox"/> On-site Sewage Systems	
Description of designer's work			
D. Declaration of Designer			
<p>I _____ declare that (choose one as appropriate):</p> <p style="text-align: center;">(print name)</p> <p>I review and take responsibility for the design work on behalf of a firm registered under subsection 3.2.4. of Division C, of the Building Code. I am qualified, and the firm is registered, in the appropriate classes/categories.</p> <p style="margin-left: 40px;">Individual BCIN: _____</p> <p style="margin-left: 40px;">Firm BCIN: _____</p> <p>I review and take responsibility for the design and am qualified in the appropriate category as an "other designer" under subsection 3.2.5. of Division C, of the Building Code.</p> <p style="margin-left: 40px;">Individual BCIN: _____</p> <p style="margin-left: 40px;">Basis for exemption from registration: _____</p> <p style="margin-left: 40px;">The design work is exempt from the registration and qualification requirements of the Building Code.</p> <p style="margin-left: 40px;">Basis for exemption from registration and qualification: _____</p> <p>I certify that:</p> <ol style="list-style-type: none"> 1. The information contained in this schedule is true to the best of my knowledge. 2. I have submitted this application with the knowledge and consent of the firm. <p style="margin-left: 40px;">_____</p> <p style="margin-left: 40px;">Date Signature of Designer</p>			

NOTE:

1. For the purposes of this form, "individual" means the "person" referred to in Clause 3.2.4.7(1)(c) of Division C, Article 3.2.5.1. of Division C, and all other persons who are exempt from qualification under Subsections 3.2.4. and 3.2.5. of Division C.
2. Schedule 1 is not required to be completed by a holder of a license, temporary license, or a certificate of practice, issued by the Ontario Association of Architects. Schedule 1 is also not required to be completed by a holder of a license to practise, a limited license to practise, or a certificate of authorization, issued by the Association of Professional Engineers of Ontario.

Schedule 2: Sewage System Installer Information

A. Project Information			
Building number, street name		Unit number	Lot/con.
Municipality	Postal code	Plan number/ other description	
B. Sewage system installer			
Is the installer of the sewage system engaged in the business of constructing on-site, installing, repairing, servicing, cleaning or emptying sewage systems, in accordance with Building Code Article 3.3.1.1, Division C?			
<input type="checkbox"/> Yes (Continue to Section C)		<input type="checkbox"/> No (Continue to Section E)	<input type="checkbox"/> Installer unknown at time of application (Continue to Section E)
C. Registered installer information (where answer to B is "Yes")			
Name		BCIN	
Street address		Unit number	Lot/con.
Municipality	Postal code	Province	E-mail
Telephone number	Fax	Cell number	
D. Qualified supervisor information (where answer to section B is "Yes")			
Name of qualified supervisor(s)		Building Code Identification Number (BCIN)	
E. Declaration of Applicant:			
<p>I _____ declare that:</p> <p style="text-align: center;">(print name)</p> <p>I am the applicant for the permit to construct the sewage system. If the installer is unknown at time of application, I shall submit a new Schedule 2 prior to construction when the installer is known;</p> <p>OR</p> <p>I am the holder of the permit to construct the sewage system, and am submitting a new Schedule 2, now that the installer is known.</p> <p>I certify that:</p> <ol style="list-style-type: none"> 1. The information contained in this schedule is true to the best of my knowledge. 2. If the owner is a corporation or partnership, I have the authority to bind the corporation or partnership. <p>_____</p> <p style="display: flex; justify-content: space-between;"> Date Signature of applicant </p>			

Owner's Authorization Form



Town of Halton Hills
1 Halton Hills Drive
Halton Hills ON L7G 5G2
www.haltonhills.ca

Owner's Authorization

Property Owner(s) to complete the Owner's Authorization form to allow the Agent/Applicant to prepare, submit and act on behalf of the Property Owner(s) with respect to this application.

Property Address: _____

Project Description: _____

I/We _____ the Owner(s) of the land being subject of this Application do hereby authorize and appoint _____ as my/our Agent to **make this application** on my/our behalf and to conduct all communications on my/our behalf respecting same.

Name of Property Owner (please print)

Signature of Property Owner

Date of Signature

The personal information on this form is collected under the authority of Section 11 of the Municipal Act, as amended, and in accordance with the Municipal Freedom of Information and Protection of Privacy Act. The information is used for the purpose of processing this document. Questions regarding the collection of this information should be directed to Building Services at 905-873-2600 ext. 2300.

Office use only:

- Picture Identification – Administration Verified Name
- Picture Identification – Administration Verified Picture
- Vailtech – Administration Verified

BLDG-2024-15
Page 1 of 1

Building Services
Tel: 905-873-2600 Ext. 2300 Email: building@haltonhills.ca

**Ontario Building Code (OBC) Requirements for ARUs
(where the principal dwelling has one additional residential unit)**

The OBC requirements below do not apply to a principal dwelling that contains two (2) residential units. Please consult a Professional Designer for these applications.

<p align="center">Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)</p>	<p align="center">Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives</p>
<p>Smoke Alarms (9.10.19.)</p>	
<p>Smoke Alarms shall have both audible and visual signaling components. (9.10.19.1. & 9.10.19.2.)</p>	<p align="center">Same</p>
<p>Smoke Alarms must be located so that there are minimum:</p> <ul style="list-style-type: none"> • 1 on every storey • 1 in every sleeping room • 1 in a location between the sleeping rooms and the remainder of the storey • 1 in each shared means of egress or common space <p>(9.10.19.3.)</p>	<p align="center">Required</p>
<p>Smoke alarms shall be installed with permanent connection to an electrical circuit and shall be provided with a battery as an alternative power source. (9.10.19.4.)</p>	<p align="center">Smoke alarms may be battery operated (C179)</p>
<p>Smoke alarms must be interconnected when more than one smoke alarm is required in the dwelling unit. (9.10.19.5.)</p>	<p align="center">Same</p>
<p>Carbon Monoxide Alarms (9.32.3.9, 9.32.3.9A-C)</p>	
<p>Carbon monoxide alarms are required where a fuel burning appliance is installed inside or outside a building and/or the building has an attached garage.</p>	<p align="center">Same</p>
<p>Carbon monoxide alarms are to be located adjacent to each sleeping area in a suite and on each storey without a sleeping room in the suite. A carbon monoxide alarm shall be installed in each sleeping room within the suite where the sleeping room:</p> <ol style="list-style-type: none"> a. contains a fuel-burning appliance or a flue, or b. shares a common wall or floor or ceiling assembly c. with a room, suite or area that is located outside the suite and contains a fuel-burning appliance or a flue, d. with a storage garage, or e. that is adjacent to an attic or crawl space to which the storage f. garage is also adjacent. 	<p align="center">Same</p>
<p>Carbon monoxide alarms must be permanently connected to an electrical circuit where a building is supplied with electrical power.</p>	<p align="center">Same</p>

<p align="center">Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)</p>	<p align="center">Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives</p>
<p>Fire Separations Between Units (9.10.9.16.)</p>	
<p>Dwelling units in the house shall be separated from each other and common areas by a fire separation having a fire resistance rating (FRR) not less than 45 minutes (9.10.9.16.(1).) unless walls and floor-ceiling framing are protected by a continuous smoke-tight barrier of not less than 15.6 mm thick Type X gypsum board installed on both sides of walls, and the underside of floor-ceiling framing as per 9.10.9.16.(4). Fire resistance rating may be waived if the house with a secondary suite is sprinklered. (9.10.19.16.(5).)</p>	<ul style="list-style-type: none"> • 30 Minute FRR fire separation is acceptable and • In a house with a secondary suite a 15-minute FRR horizontal fire separation is acceptable where smoke alarms are installed in accordance with 9.10.19. and they are interconnected • In a house with a secondary suite the fire resistance rating of the fire-separations may be waived if the house is sprinklered (C156)
<p>A ceiling membrane forming part of fire rated assembly may be pierced by openings leading to ducts within a ceiling space provided that the requirements of 9.10.5.1.(3) are met.</p>	<p>Existing openings in existing wall or ceiling membranes may remain or may be moved within the same wall or ceiling providing that the aggregate area of the openings does not increase (C147)</p>
<p>Sound Control (9.11)</p>	
<p>A dwelling unit shall be separated from every other space in a building in which noise may be generated by:</p> <ol style="list-style-type: none"> a. A separating assembly and adjoining construction which together provide and ASTC of not less than 47 or, b. A separating assembly that provides an STC rating of at least 50 and adjoining construction that conforms to 9.11.1.4. 	<p>STC rating is not required for an existing assembly to achieve the required fire resistance rating (however it is recommended for a better quality of life). An existing assembly will only be considered if the wall or ceiling finishes are shown to already exist. Ex. A finished gypsum board ceiling in a finished basement.</p> <p>Construction of new walls and/or ceilings separating a dwelling unit from other units and common spaces require a sound transmission rating of 43 or other method of construction as listed in C181.</p>

Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)	Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives
Doors, Dampers and other Closures in Fire Separations (Including Smoke-tight Barriers) (9.10.13)	
Openings in required fire separations (including smoke-tight barriers) shall be protected by closures having minimum 20 minutes FRR. (9.10.13.1 & Table 9.10.13.1.)	Existing functional closures acceptable (C159)
Solid core wood doors can be used as 20 min closures provided they: <ul style="list-style-type: none"> • Are minimum 45mm thick • Conform to CAN/ULC-S113 standard • Are mounted in a wood frame that is minimum 38mm thick. (9.10.13.2.)	Existing acceptable provided they are minimum 45mm solid core doors or metal clad (C160 & C161)

Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)	Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives
Door latches are required for every swing type door in a fire separation. (9.10.13.9.)	Existing operable latches acceptable (C167)
Fire dampers are required when a duct penetrates an assembly required to be a fire separation with a fire-resistance rating. (9.10.13.13.) Fire dampers are not permitted to be installed where ducts penetrate horizontal combustible fire separations as there is no fire damper currently being rated for that use. Provisions should be made to avoid such penetration (e.g. running ducts in rated shaft walls).	In a building containing not more than four dwelling units or residential suites, the existing heating or air- conditioning system may be altered to serve more than one dwelling unit, provided smoke alarms are installed in each dwelling unit or suite and provided a smoke detector is installed in the supply or return air duct system serving the entire building which would turn off the fuel supply and electrical power to the heating system upon activation or such detector. (Table 11.5.1.1.C) (C171) Existing acceptable (Table 11.5.1.1.C) (C172)

<p align="center">Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)</p>	<p align="center">Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives</p>
<p>Egress from Dwelling Units (9.9.9.)</p>	
<p>Acceptable Means of Egress from a Dwelling Unit:</p> <ul style="list-style-type: none"> • a door that opens directly to the exterior from the dwelling unit in compliance with 9.9.9.1. <ul style="list-style-type: none"> • a shared egress facilities providing that there is a second and separate means of egress (9.9.9.3) 	<p>In a house with a secondary suite, exit requirements are acceptable if at least one of the following conditions exists:</p> <ol style="list-style-type: none"> a. A door, including a sliding door, that opens directly to the exterior from a dwelling unit, serves only that dwelling unit and has reasonable access to ground level, and the dwelling units are equipped with smoke alarms installed in conformance with Subsection 9.10.19., b. An exit that is accessible to more than one dwelling unit and provides the only means of egress from each dwelling unit, provided that the means of egress is separated from the remainder of the building and common areas by a fire separation having a 30 minute fire-resistance rating and provided further that the required access to exit from any dwelling unit cannot be through another dwelling unit, service room or other occupancy, and both dwelling units and common areas are provided with smoke alarms that are installed in conformance with Subsection 9.10.19. and are interconnected, or c. Access to an exit from one dwelling unit which leads through another dwelling unit where, compliance with (c) (i),(ii),or (iii) of compliance alternative C139 is met. (C139) d. The building is sprinklered and the dwelling units are equipped with smoke alarms installed in conformance with Subsection 9.10.19.

Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)	Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives
Fire Protection of Exits (9.9.4.)	
Every exit other than an exit doorway shall be separated from each adjacent floor area or from another exit by a fire separation having minimum 45-minute FRR (9.9.4.2.)	30 min FRR fire separation acceptable (C125)
Openings near Exit Doors serving an individual dwelling, when there is no second and separate exit from dwelling unit, as well as openings near Unenclosed Exit Stairs and Ramps and openings in Exterior walls of Exits shall be protected in conformance with 9.9.4.4., 9.9.4.5., and 9.9.4.6.	Same
Egress Windows for Bedrooms (9.9.10.1.)	
<p>One egress window per floor level is required when there is no door on the same level as a bedroom that provides direct access to the exterior.</p> <p>Egress windows must be openable from the inside without the use of tools and shall have:</p> <ul style="list-style-type: none"> • an open portion with a minimum area of 0.35m² • no dimension less than 380mm • a maximum sill height of 1000mm (basement windows exempted) (9.9.10.1.(1)) <p>For egress windows opening into a window well there must be a minimum clearance of 550mm in front of the window. (9.9.10.1.(3))</p>	<p>In a single dwelling unit or a house with a secondary suite, Existing acceptable, where there is direct access to the exterior (C140)</p>
<p>Important Note: Volume 2 of the OBC, Appendix A, A-9.9.10.1.(2) states: “It is recommended that sills of windows intended for use as emergency exits from basement bedroom areas be not higher than 1.5m above the floor. Sometimes it is difficult to avoid having higher sills and it is recommended that access to the window be improved by some means of built-in-furniture.”</p>	
<p>Important Note: Volume 2 of the OBC, Appendix A, A-9.9.10.1.(3) states: “Window Wells should be designed to provide sufficient clear space for a person to get out the window then out the well, taking into account potential snow accumulation.”</p>	

Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)		Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives
Doorway Sizes (9.5.5.)		
Location of Door	Minimum Dimensions (Width x Height)	Minimum Dimensions for Doors in Existing Buildings
Dwelling unit (required entrance) vestibule or entrance hall	810mm x 1980mm	Doors may be lesser heights to suit ceiling heights (C106)
Stairs to a floor level that contains a finished space All Doors in at least one line of passage from the exterior to the basement, Utility rooms	810mm x 1980mm	
Walk-in-closets	610mm x 1980mm	
Bathroom, water closet room & shower room	610mm x 1980mm	
Rooms located off hallways that are permitted to be 710mm wide	610mm x 1980mm	
Rooms not mentioned above, exterior balconies	760mm x 1980mm	
Hallway Width (9.5.4.1.)		
Minimum 860mm except that the hallway width is permitted to be 710 mm, where, <ol style="list-style-type: none"> a. there are only bedrooms and bathrooms at the end of the hallway furthest from the living area, and b. a second exit is provided, <ol style="list-style-type: none"> i. in the hallway near the end furthest from the living area, or ii. in each bedroom served by the hallway. 		Same
Room Sizes (9.5.3A. – 9.5.3F.)		
Room Type	Minimum Area (Same for new and Existing Buildings)	
Living room	13.5m ²	
Dining room	7m ²	
Kitchen	4.2m ²	
Combined living, dining and kitchen areas (serving a 1-bedroom units)	11m ²	
Master bedrooms (Minimum 1 required in each dwelling unit)	9.8m ²	

Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)		Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives
Additional bedrooms		7m ²
Bathrooms: enough space for a sink, toilet and shower or bathtub		Enough space for a sink, toilet and shower or bathtub
Bachelor units: combined sleeping, living, dining and Kitchen areas		13.5m ²
Ceiling Heights (9.5.3.)		
Minimum Ceiling Height		Minimum Ceiling Height for Existing Buildings
Ceiling heights in secondary suites shall be not less than 1950mm.		Same
Ceiling heights under beams and ducting in secondary suites shall not be less than 1850mm.		Same
Glazing Area – Natural Light Requirements (9.7.2.3.)		
Room Type	Minimum Glazing Area	Minimum Glazing Area
Laundry, basement recreation room, unfinished basement	Not required	Required values can be reduced by 50% where the reduction does not interfere with the requirements of 9.9.10.1. for egress window dimensions, or any applicable ventilation requirements. (C110)
Water closet room	0.37m ² (not required if providing electric lighting)	
Kitchen	10% of area served (not required if providing electric lighting)	
Living rooms and dining rooms	10% of area served	
Bedrooms and other finished rooms not mentioned above	5% of area served	
Stairs (9.8.2. – 9.8.4.7.)		
Stair widths shall be minimum 900mm (9.8.2.1.)		Existing stairs shall be exempt from these provisions provided they have: a. A minimum width of 700mm and b. A minimum clear height over tread nosing or landing of 1800mm (C112)
Height over stairs shall be minimum 1950mm and can be reduced to 1850mm under beams and ducting (9.8.2.2.)		
Height of stairs shall be maximum 3.7m (9.8.3.3.)		
Step dimensions shall comply with 9.8.4.1. • Rise: minimum 125mm – Maximum 200mm • Run: minimum 255mm – Maximum 355mm • Tread depth: not less than its run, and not more than its run plus 25mm		

Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)	Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives
9.8.6. Landings	
Landings are required at the top and bottom of each flight of interior and exterior stairs. (9.8.6.2.)	Same
Landing widths shall be at minimum the required width of the stair. Landing lengths shall be minimum 900mm. (9.8.6.3.)	Same
The height over landings shall be minimum 1950mm. (9.8.6.4.)	Same
9.8.7. Handrails	
<ul style="list-style-type: none"> • Interior stairs: one handrail is required if stairs have more than 2 risers • Exterior stairs: one handrail is required if stairs have more than 3 risers. (9.8.7.1.) 	Handrails shall be minimum 865mm and maximum 1070mm in height. (9.8.7.4.)
Handrails are to be continuously graspable throughout its length from the top riser to the bottom riser of a stair (9.8.7.2.)	
Handrails shall be minimum 865mm and maximum 1070mm in height. (9.8.7.4.)	
9.8.8. Guard Requirements	
Guards are required where there is a difference in elevation of more than 600mm between the walking surface and the adjacent surface. (9.8.8.1.)	Existing guards acceptable unless considered unsafe (C117)
Height of guards: guards within dwelling units shall be minimum 900mm in height.	
Exterior guards where the walking surface is not more than 1800mm above adjacent ground level shall be minimum 900mm in height. Where the walking surface is more than 10m above adjacent ground level, guards shall be minimum 1500mm in height. (9.8.8.3.)	
Openings in guards shall be maximum 100mm wide. (9.8.8.5.)	
Guards designed not to facilitate climbing (9.8.8.6.) No member attachment or opening between 140mm and 900mm of the walking surface will facilitate climbing.	

Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)	Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives
Electrical & Lighting (9.34.) *Note that a separate electrical permit must be obtained from the Electrical Safety Authority (ESA).*	
As per 9.34.2.2.(1) A lighting outlet with fixture, controlled by a wall switch is required in: <ul style="list-style-type: none"> • Kitchens • Bedrooms • Living rooms • Utility rooms • Laundry rooms • Dining rooms • Bathrooms • Water-closet rooms • Vestibules and hallways (Refer to 9.34.2.2.(2) for exceptions.	Where new rooms are created the same applies.
3-way wall switches controlling a fixture illuminating each stair with 4 or more risers are required at the top & bottom of the Stair (9.34.2.3.)	Same
Storage Rooms require a lighting outlet and fixture as required. (9.34.2.5.)	Same
An exterior lighting fixture is required at every entrance and shall be controlled by a switch located within the building. (9.34.2.1.(1).)	Same
HVAC Requirements (9.33.1.1.)	
A force air system shall not serve more than one dwelling unit. Secondary suite can be served by a separate force air system, a radiant heating system, a heat pump system or other type of heating systems. Return-air from one dwelling unit shall not be recirculated to any other dwelling unit. (9.33.1.1.(1)(3) & 9.33.6.13.(7.1))	In a building containing not more than four dwelling units or residential suites, the existing heating or air- conditioning system may be altered to serve more than one dwelling unit, provided smoke alarms are installed in each dwelling unit or suite and provided a smoke detector is installed in the supply or return air duct system serving the entire building which would turn off the fuel supply and electrical power to the heating system upon activation or such detector. (Table 11.5.1.1.C) (C201 & C205)

<p align="center">Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)</p>	<p align="center">Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives</p>
<p>Separate temperature controls are required for each dwelling unit. As per 9.33.4.3. Each dwelling unit shall be provided with a temperature control in accordance with 12.3.1.3. At least one programmable thermostatic control device shall be provided within the dwelling unit.</p>	<p align="center">Same</p>
<p>Each dwelling unit shall be provided with a separate ventilation system. (OBC 9.32.1.2.(2)) Alternative solutions to providing separate ventilation systems for the dwelling units must address smoke control. Installation of smoke dampers in a ventilation system that serves both dwelling units in a house with secondary suite is not considered to be a workable solution. OBC A-9.32.1.2.(2) HRV/ERV is required for each dwelling unit. (SB-12 3.1.1.1.(16)).</p>	<p>Each dwelling unit shall be provided with a separate ventilation system. OBC 9.32.1.2.(2). HRV/ERV is required if the ARU is the extension of the existing building. (SB-12 3.1.1.1.(16)) HRV/ERV is not required if the ARU is within the existing house converting from single suite into more than one dwelling unit. Rooms or spaces shall be ventilated by natural means in accordance with OBC 9.32.2. or by providing adequate mechanical ventilation. (Table 11.5.1.1.C) (C199)</p>
<p>Heating –season ventilation need not be provided for exits, public corridors and ancillary spaces that are not within a dwelling unit, except as provided in Sentence 9.32.1.2.(4). When ancillary spaces described above contain exhaust devices, these spaces shall be provided with tempered makeup air in accordance with Article 9.32.3.8.</p>	<p align="center">Same</p>

Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)	Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives
<p>For ancillary spaces not within a dwelling unit that contain an exhaust device and where the house with a secondary suite contains a fuel-fired space-heating appliance or fuel fired water-heating appliance of other than direct-vented or mechanically vented type, any mechanical air exhausting device, other than the principal ventilation fan, shall be provided with tempered outdoor makeup air. (9.32.3.8.(1)(2))</p> <p>Makeup air is not required in a dwelling unit with solid-fuel-burning appliances, where all other fuel-fired appliances are direct-vented or mechanically vented. (9.32.3.8.(6))</p> <p>Makeup air is not required if it can be shown using the testing procedures in CAN/CGSB-51.71 that the maximum depressurization levels to which fuel-fired space or water heating appliances and their venting systems will be exposed will not exceed the limits set out in CAN/CGSB 51.71. (9.32.3.8.(7))</p> <p>Makeup air is not required for exhaust system for radon reduction. (9.32.3.8.(7))</p>	<p>Same</p>
Plumbing Requirements *All Plumbing to comply with PART 7 of the Ontario Building Code*	
<p>Size of water pipe: Every water distribution system shall be designed to provide peak demand flow but shall not be less than ¾" in size. (7.6.3.4.) (REFER TO THE WATER SERVICE SIZING FORM.)</p>	
<p>Shut-off valves: shut-off valves shall be installed where the water supply enters each dwelling unit to ensure that when the supply to one suite is shut off, the supply of the remainder of the building is not interrupted. (7.6.1.3.(5))</p>	
<p>Back water valves: recommended to be installed. Refer to Halton Region's Backwater Valve Installation Subsidy webpage for further information.</p>	
<p>ARU locates in ancillary building may be served by the same service as the main building. (7.1.2.4. (1)). Minimum 4 inch sanitary building sewer pipe size required. (7.4.9.4.(1))</p>	
Required Plumbing Fixtures (9.31.4.1.)	
<p>A dwelling unit with a water distribution system shall contain:</p> <ul style="list-style-type: none"> • a kitchen sink • a lavatory • a bathtub or shower stall • a water closet 	<p>Same</p>

Ontario Building Code Requirements* For Buildings Less than 5 Years (Code Reference)	Requirements for Existing Buildings 5 Years Old or Greater Refer to Div. B Part 11, Table 11.5.1.1.C. for Compliance Alternatives
Laundry Facilities (9.31.4.1A.)	
Laundry facilities are required for each dwelling unit, or a shared facility shall be provided in a location that is accessible to occupants of each dwelling unit.	Same
On-Site Sewage Disposal System (Septic) – Div. B Part 8 of 2012 OBC	
Where the building is serviced by an existing septic system then a septic system analysis for the entire building, including the additional residential unit, must be completed by a qualified person. The septic assessment shall be submitted with the permit application. This shall be done for the purposes of confirming that the existing septic system has been designed to handle the added capacity of the additional dwelling unit. If it is determined that alterations to an existing septic system or installation of a new system is required, a separate building permit will have to be obtained for the remedial work. This building permit must be issued prior to the issuance of the permit for the additional residential unit.	

*** Important Note:** The above list includes the Building Code requirements especially applicable to the construction of buildings with one ARU in an existing building under the Ontario Building Code. Other code requirements are likely to be applicable for specific projects.

Ontario Fire Code Requirements for ARUs

Important! The Ontario Fire Code Requirements Retrofit Section 9.8. is specific to only one (1) ARU in an existing building.



PRE-REGISTRATION CHECKLIST FOR ADDITIONAL RESIDENTIAL UNIT – ONTARIO FIRE CODE

ONTARIO FIRE CODE RETROFIT SECTION 9.8 REQUIREMENTS PERTAINING TO REGISTRATION OF ACCESSORY DWELLING UNITS IN HOUSES

ONTARIO FIRE CODE REFERENCE	ONTARIO FIRE CODE REQUIREMENTS RETROFIT SECTION 9.8
<p>Subsection 9.8.1 Application</p> <p><i>Application</i> 9.8.1.1.</p>	<p>(1) This Section applies to a detached house, semi-detached house or row house containing 2 existing dwelling units, where</p> <ul style="list-style-type: none"> (a) the building is 3 storeys or less in building height, (b) the building area does not exceed 600m², and (c) one dwelling unit or a portion of a dwelling unit is situated above another dwelling unit, or two dwelling units side by side share a common interior means of escape. <p>(2) For the purposes of this Section,</p> <ul style="list-style-type: none"> (a) "1994 Building Code" means Revised Regulations of Ontario 1990, Regulation 61, as amended by Ontario Regulations 400/91, 158/93, 180/93 and 383/94, (b) "dwelling unit" means a room or suite of rooms operated as a housekeeping unit that is used as a domicile by one or more persons, and that contains cooking, eating, living, sleeping and sanitary facilities, (c) "existing" means in existence on July 14, 1994, (d) "row house" means a residential structure which <ul style="list-style-type: none"> (i) is one of a group of three or more horizontally attached residential structures, and (ii) is separated vertically from one or two of the other structures by common walls which do not provide for internal access from the living space in one structure to another, and (e) "semi-detached house" means a residential structure which <ul style="list-style-type: none"> (i) is one of two horizontally attached residential structures, and (ii) is separated vertically from the other residential structure by a common wall which does not provide for internal access from the living space in one structure to the other.
<p>Subsection 9.8.2. Containment</p> <p><i>General requirements for fire separations</i> 9.8.2.1.</p>	<p>(1) Fire separations required to have a fire-resistance rating by this Section shall comply with Article 9.10.3.1. of the 1994 Building Code or the corresponding compliance alternatives in Part 11 of the 1994 Building Code.</p> <p>(2) Except as permitted in Article 9.8.2.5., a wall or floor assembly required to be a fire separation shall be constructed as a continuous barrier against the spread of fire.</p> <p>(3) Where a 30-min fire-resistance rating is required, existing wall assemblies and floor assemblies consisting of membranes of lath and plaster or gypsum board shall be deemed to be in compliance with Sentence (1).</p> <p>(4) Where a 15-min fire-resistance rating is required, existing wall assemblies</p>



PRE-REGISTRATION CHECKLIST FOR
ADDITIONAL RESIDENTIAL UNIT – ONTARIO FIRE CODE

	and floor assemblies consisting of membranes of plaster board with a plaster skim coat shall be deemed to be in compliance with Sentence (1).
<i>Fire separations between dwelling units</i> 9.8.2.2.	<p>(1) Except as permitted in Article 9.8.2.3., each dwelling unit shall be separated from other rooms and areas by a fire separation having a 30-min fire-resistance rating conforming to Article 9.8.2.1. or shall comply with Sentence (2) or (3) of this Article.</p> <p>(2) Except as permitted in Article 9.8.2.3., each dwelling unit shall be separated from other rooms and areas by a fire separation having a 15-min fire-resistance rating conforming to Article 9.8.2.1. and be equipped with interconnected smoke alarms conforming to Article 9.8.4.1.</p>
<i>Existing fire separations with sprinklers</i> 9.8.2.2.	(3) Existing fire separations shall be deemed to be in compliance with Sentence (1) where the detached house, semi-detached house, or row house is sprinklered in accordance with Article 9.8.5.1.
<i>Alternative protection for ceilings</i> 9.8.2.3.	The fire-resistance rating of the fire separation above a room containing a fuel-fired appliance is not required where the room is sprinklered , providing a minimum average density of 6.5 L/min/m ² over the room area.
<i>Combustion Air</i> 9.8.2.4.	Where a room containing a fuel-fired appliance is enclosed to satisfy other provisions of this Section in a manner that restricts the supply of combustion air, sufficient combustion air shall be brought directly from the outside for the proper combustion and safe operation of the appliance .
<i>Protection of openings in fire separations</i> 9.8.2.5.	<p>(1) Openings in fire separations required by Sentences 9.8.2.2.(1) and (2) and 9.8.3.3.(1) shall be protected with closures conforming to Articles 9.10.13.2. and 9.10.13.10. of the 1994 Building Code.</p> <p>(2) Despite Sentence (1), existing 45 mm solid core wood, hollow metal or kalamein doors equipped with self-closing devices, installed in hollow metal or solid wood frames, are acceptable.</p> <p>(3) Despite Sentence (1), fire dampers or fire-stop flaps are not required in ducts at penetrations of a fire separation.</p>
Subsection 9.8.3. Means of Egress <i>Requirements for means of escape</i> 9.8.3.1.	Each dwelling unit shall be provided with a means of escape conforming to Article 9.8.3.2., 9.8.3.3., 9.8.3.4. or 9.8.3.5.
<i>One means of escape</i> 9.8.3.2.	<p>(1) Each dwelling unit shall be served by at least one means of escape consisting of a door that</p> <ul style="list-style-type: none"> (a) serves only that dwelling unit, (b) opens directly to the exterior from that dwelling unit, and (c) has direct access to ground level.
<i>One means of escape</i> 9.8.3.3.	<p>(1) Each dwelling unit shall have direct access to at least one means of escape that may be shared if</p> <ul style="list-style-type: none"> (a) the means of escape is separated from the remainder of the building by a fire separation having a 30-min fire-resistance rating, (b) the flame-spread rating of interior wall and ceiling finishes within the



**PRE-REGISTRATION CHECKLIST FOR
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	<p>means of escape does not exceed 150, and</p> <p>(c) the means of escape does not involve entering another dwelling unit or other occupancy and leads directly to the exterior with direct access to ground level.</p> <p>(2) Where a means of escape provided by Sentence (1) serves a dwelling unit situated entirely on the third storey, the detached house semi-detached house or row house shall be equipped with interconnected smoke alarms conforming to Article 9.8.4.1.</p>
<p><i>Two means of escape</i> 9.8.3.4.</p>	<p>(1) Each dwelling unit shall be served by at least two means of escape arranged in such a manner that</p> <p>(a) one means of escape shall be through a door which may lead through another dwelling unit, and</p> <p>(b) the second means of escape shall be through a window if,</p> <p>(i) the window conforms to Sentence (2) or (3), and</p> <p>(ii) the detached house, semi-detached house or row house is equipped with interconnected smoke alarms conforming to Article 9.8.4.1.</p> <p>(2) A window may serve as a second means of escape if</p> <p>(a) the sill is not more than 1 m above or below the adjacent ground level,</p> <p>(b) the window can be opened from the inside without the use of tools,</p> <p>(c) the window has an individual, unobstructed open portion having a minimum area of 0.38 m² with no dimension less than 460 mm,</p> <p>(d) the sill height does not exceed 900 mm above the floor or fixed steps,</p> <p>(e) where the window has a window-well, a clearance of at least 1 m is provided in the window-well in front of the window, and</p> <p>(f) where the window has a window-well, the window opens into the dwelling unit and does not interfere with escape.</p> <p>(3) A window may serve as a second means of escape if</p> <p>(a) the window is of a casement type,</p> <p>(b) the window is not less than 1060 mm high and 560 mm wide,</p> <p>(c) the sill of the window is not more than 900 mm above the inside floor, and</p> <p>(d) the sill of the window is not less than 1 m and not more than 5 m above the adjacent ground level.</p>
<p><i>Existing means of escape with sprinklers</i> 9.8.3.5.</p>	<p>An existing means of escape, not conforming to Article 9.8.3.2., 9.8.3.3. or 9.8.3.4., is acceptable if the detached house, semi-detached house or row house is sprinklered in accordance with Article 9.8.5.1.</p>
<p>Subsection 9.8.4. Fire Alarm and Detection</p> <p><i>Interconnected smoke alarms</i> 9.8.4.1.</p>	<p>(1) Interconnected smoke alarms required in Sentences 9.8.2.2.(2) and 9.8.3.3.(2) and Clause 9.8.3.4.(1)(b) shall be installed on or near the ceiling in each</p> <p>(a) storey within a dwelling unit, including every basement, and</p> <p>(b) shared means of escape.</p> <p>(2) Smoke alarms referred to in Sentence (1) shall be</p> <p>(a) electrically interconnected so that the activation of any smoke alarm will sound a similar signal in each of the interconnected devices.</p>



**PRE-REGISTRATION CHECKLIST FOR
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	<p>(b) installed in accordance with the manufacturers' instructions, and on floor levels containing bedrooms or sleeping areas, the required smoke alarms shall be installed between such bedrooms and the remainder of the dwelling unit, such as in a hallway or corridor serving such rooms or areas,</p> <p>(c) connected to an electrical circuit with no disconnect switch between the overcurrent device and the smoke alarms,</p> <p>(d) listed for use in an interconnected installation, and</p> <p>(e) audible in bedrooms when the intervening doors are closed.</p>
<p><i>Smoke Alarms</i> 9.8.4.2.</p>	<p>(1) Smoke alarms shall be installed in each dwelling unit in accordance with Sentences 3.2.4.21.(1) to (4) of the 1994 Building Code.</p> <p>(2) Battery operated smoke alarms shall be deemed to be in compliance with Sentence 3.2.4.21.(4) of the 1994 Building Code.</p> <p>(3) Smoke alarms required in Sentence 9.8.4.2.(1) shall be designed in conformance with CAN/ULC-S531, "Smoke Alarms", and installed in accordance with CAN/ULC-S553, "Installation of Smoke Alarms".</p> <p>(4) Existing smoke alarms meeting the requirements of ULC-S531-1978, "Smoke Alarms", shall be deemed to be in compliance with Sentence (3);</p> <p>(5) When interconnected smoke alarms are installed in accordance with Article 9.8.4.1., the smoke alarms referred to in Sentence (1) of this Article are not required.</p>
<p><i>Maintenance of smoke alarms</i> 9.8.4.3.</p>	<p>(1) All smoke alarms required by this Section shall be maintained in operating condition.</p> <p>(2) This Article is revoked when Subsection 6.3.3. comes into force.</p>
<p>Subsection 9.8.5. Suppression</p> <p><i>Sprinkler systems</i> 9.8.5.1.</p>	<p>Sprinkler protection required in this Section shall be designed and installed in conformance with NFPA 13D, "Installation of Sprinkler Systems in One- and Two-Family Dwellings and Manufactured Homes".</p>
<p>Subsection 9.8.6. Electrical</p> <p><i>Electrical inspections required</i> 9.8.6.1.</p>	<p>(1) Each detached house, semi-detached house and row house regulated by this Section shall be subjected to a general inspection by the Electrical Safety Authority, as defined in the Electricity Act, 1998, and inspection fees shall be paid by the owner.</p> <p>(2) Electrical hazards identified during an inspection required by Sentence (1) shall be repaired in accordance with the Electrical Safety Code made under the Electricity Act, 1998.</p> <p>(3) The letter of compliance from the Electrical Safety Authority, as defined in the Electricity Act, 1998, shall be made available to the Chief Fire Official upon request.</p>

Property Standards Requirements for ARUs



PRE-REGISTRATION CHECKLIST FOR ADDITIONAL RESIDENTIAL UNIT – PROPERTY STANDARDS

PROPERTY STANDARDS BY-LAW REQUIREMENTS PERTAINING TO REGISTRATION OF ACCESSORY DWELLING UNITS IN HOUSES

Asterisks areas denote inspections required with Fire Prevention Officers

BY-LAW REFERENCE	BY-LAW REQUIREMENTS
Structural soundness & maintenance 23.1; 24.1; 25.2 – 25.6; 28.1 – 28.5	<ol style="list-style-type: none"> Every part of a building shall be maintained in a structurally sound condition and in good repair. Foundation walls, piers, basement and cellar floors to be free of cracks or breaks that may create a hazardous condition. Habitable rooms must have a floor of concrete or other floor finishes permitted by the Building Code. Roof, chimneys, smoke & vent stacks to be maintained in good repair.
* Room sizes 21.5; 21.2; 21.3	<ol style="list-style-type: none"> Max. number of occupants: one person per 9m² Bedrooms: 6m² (used by only one person, min. dim. 2m); 4m² per person (used by two or more persons)
* Doors & Windows 26.1 – 26.9	<ol style="list-style-type: none"> Every door & window shall be maintained in good repair, in a weather-tight condition, protected by a screen, no missing components; child-proof device may be required by the By-Law. A door shall be provided at each entrance to a dwelling unit and must be lockable. A door between an attached garage and a dwelling unit shall provide an effective barrier against the passage of gases and exhaust fumes and must not be located in a sleeping room.
* Ceiling Heights 21.4	<ol style="list-style-type: none"> Minimum room height not less than 1.95m (6 feet 5 inches) over the required floor area and in any location that would be normally used as a means of egress, or a minimum room height of not less than 2.03 (6 feet 8 inches over minimum 50% of required floor area provided that minimum height is 1.40m (4 feet 7 inches) shall not be considered in computing the required floor area.
* Natural light 35.1	<ol style="list-style-type: none"> Minimum window glass area: 5% of a living or dining room floor area 2.5% of a bedroom floor area & other finished rooms. (except for kitchen, laundry, water closet & basement recreation rooms)
* Exterior Stairs, Handrails, Guards & Ramps 27.1; 27.2	<ol style="list-style-type: none"> Stairs, Handrails, Guards & Ramps shall be maintained free of any defects that may constitute a safety or accident hazard. Every exterior Guard and handrail shall be installed and maintained in accordance with the <i>Ontario Building Code</i>.
* Interior Floors, Stairs and Landings 29.1; 29.2	<ol style="list-style-type: none"> Floors, landings, interior guards and handrails must be installed and maintained in good repair. Every interior Guard and handrail shall be installed and maintained in accordance with the <i>Ontario Building Code</i>.
* Kitchens 30.1 – 30.4	<ol style="list-style-type: none"> Every kitchen shall have a sink with hot and cold potable water. Shall have a suitable food storage area excluding the area under the sink of not less than 0.23 cubic metres (8 cubic feet).



PRE-REGISTRATION CHECKLIST FOR ADDITIONAL RESIDENTIAL UNIT – PROPERTY STANDARDS

	<ol style="list-style-type: none"> 3. Every sink, supplied kitchen appliance and kitchen cabinet shall be maintained in Good Repair. 4. Every kitchen counter shall have a backsplash and a drain board made of material impervious to water.
* Washrooms 31.1 - 31.3	<ol style="list-style-type: none"> 1. Every Dwelling Unit shall contain at least one Washroom comprised of a toilet, washbasin and bathtub or shower. 2. Every Washroom shall: <ol style="list-style-type: none"> (a) be enclosed, (b) have a water resistant floor, (c) have a door that can be secured from the inside, and (d) have a door that can be opened from the outside in an emergency. 3. No toilet, urinal or bidet shall be located in a room used for, or intended to be used for, sleeping or preparing, consuming or storing food.
* HVAC 33.1; 33.3	<ol style="list-style-type: none"> 1. Every heating and air conditioning system, unit or part thereof shall be maintained in Good Repair. 2. Heat shall be provided in a Dwelling Unit and maintained so that the room is at least 21 degrees Celsius.
* Plumbing 32.1 – 32.4	<ol style="list-style-type: none"> 1. All plumbing must be maintained in good repair. 2. Hot water (minimum 45 degrees C) and cold water required. 3. Every fixture shall have the hot water control on the left and cold water control on the right.
* Ventilation 36.1-36.6	<ol style="list-style-type: none"> 1. Every Habitable space in a Dwelling shall have openings for ventilation providing an unobstructed free flow of air of at least 0.28 square metres (3 sq. feet) or an approved system of mechanical ventilation.
* Electrical 34.2; 34.3; 35.4	<ol style="list-style-type: none"> 1. All wiring, fixtures, switches, receptacles, interior and exterior lighting and connections shall be maintained in a safe and complete condition and in Good Repair. 2. Extension cords shall not be used as a permanent wiring system. 3. An exterior lighting outlet with fixture controlled by a wall switch located within the Building shall be provided at every entrance to Buildings of residential occupancy.
Zoning Code	<ol style="list-style-type: none"> 1. Verify parking space has been provided.

By-law No. 2023-0060



BY-LAW NO. 2023-0060

A By-law to provide for the Registration of an Additional Residential Unit (ARU) and Appointing a Registrar to Register an Additional Residential Unit (ARU) in a Public Registry and to repeal the Town of Halton Hills By-law No. 2016-0005

WHEREAS Section 8 of the Municipal Act, 2001, S.O. 2001, C.25, as amended (Municipal Act, 2001) provides that the powers of a municipality under any Act shall be interpreted broadly so as to confer broad authority on municipalities to enable them to govern their ability to respond to municipal issues;

AND WHEREAS Section 11 of the Municipal Act 2001 authorizes municipalities to pass by-laws respecting the health, safety and well-being of persons; the economic, social and environmental well-being of the municipality; and the protection of person and property;

AND WHEREAS Council of the Corporation of the Town of Halton Hills deems it necessary to enact a by-law

- (a) Providing for the registration of an Additional Residential Unit (ARU), and the revocation of registrations; and
- (b) Appointing a Registrar to register an Additional Residential Unit (ARU) in a Public Registry, to revoke registrations and to perform such other duties related thereto as may be set out in the by-law;

AND WHEREAS such a by-law may specify standards which must be met to register an Additional Residential Unit.

AND WHEREAS on June 19, 2023, Council for the Town of Halton Hills approved Report No. TPW-2023-016 dated May 29, 2023, in which certain recommendations were made relating to Additional Residential Unit (ARU) By-Law and Public Registry.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CORPORATION OF THE TOWN OF HALTON HILLS ENACTS AS FOLLOWS:

DEFINITIONS

1. In this By-law,

- (a) "Accessory" means a use, building or structure located on the same lot as the principal building or use, the use of which is incidental or secondary to that of the main building or use.
- (b) "Additional Residential Unit (ARU)" means a self-contained residential dwelling unit, with its own cooking facility, sanitary facility, living and sleeping area, and that it is located either within the principal dwelling, or within an accessory building or structure on the same lot as the principal dwelling;
- (c) "Applicant" means a person applying for the registration of an ARU;
- (d) "Application" means an application for registration of an ARU;

- (e) "Council" means the Council of The Corporation of the Town of Halton Hills;
- (f) "Dwelling unit" means a suite that:
 - i. is used or intended to be used by one or more persons living together;
 - ii. is operated as one housekeeping unit in which an occupant has exclusive possession of any part of that unit;
 - iii. contains cooking, eating, living, sleeping and sanitary facilities that are used only by the occupants of the unit;
- (g) "Inspector" means a person authorized to conduct inspections within the Town pursuant to the provisions of the Building Code Act, S.O. 1992, c. 23, as amended, and regulations thereunder; the Fire Protection and Prevention Act, S.O. 1997, c. 4, as amended, and regulations thereunder; and the Town of Halton Hills Property Standards By-law 2008-0137, as amended;
- (h) "Operate" means to rent, lease, license or endorse an occupancy and includes arrangements in the nature of sub-rentals and sub-leases;
- (i) "Owner" means the registered owner of a house which is the subject matter of an Application or a person authorized in writing to act as agent for the registered owner of house;
- (j) "Person" includes, but is not limited to, a firm, corporation, partnership, proprietorship or association;
- (k) "Public Registry" means a list of Two-Unit Houses registered in accordance with the provisions of By-law;
- (l) "Principal Dwelling" means a single detached house, semi-detached house or townhouse.
- (m) "Registrar" means the Chief Building Official, his or her designate, or any person specifically appointed as such by Council;
- (n) "Registration" means the registration of an ARU pursuant to the provisions of this By-law;

TITLE

- 2. This By-law may be cited as the Additional Residential Unit (ARU) Registration By-law.

PROHIBITION

- 3. No person shall operate or permit the occupancy of an Additional Residential Unit ARU within a principal dwelling or as an accessory to a principal dwelling unless the ARU(s) are registered in accordance with the requirements of this By-law.
- 4. A maximum of two (2) ARUs may be located within a principal dwelling provided no building or structure ancillary to the principal dwelling contains any residential dwelling units; or,
- 5. A maximum of one (1) ARU may be located within a principal dwelling and one (1) ARU may be located within an accessory building or structure on the same property ancillary to the principal dwelling.

ADMINISTRATION AND ENFORCEMENT

6. (1) The Registrar shall,
 - (a) receive and process all Applications;
 - (b) administer the registration of ARU(s) pursuant to the provisions of this By-law;
 - (c) maintain and keep records of all Applications and Registrations, including Public Registry of ARU(s) in the Town of Halton Hills;
 - (d) refuse to accept any Application which does not comply with the requirements of this By-law;
 - (e) refuse any Application if, after four months of the acceptance of an Application, the necessary inspections have revealed non-compliance with any of the applicable standards listed in section 6.(1) hereof and the rectification of that non-compliance has not been seriously pursued;
 - (f) revoke the Registration of any ARU which ceases to meet the requirements of this By-law;
 - (g) revoke any Registration which was obtained on mistaken, false or incorrect information, and
 - (h) revoke any Registration that was completed in error.
- (2) The Registrar may designate such persons as are deemed necessary to administer this By-law.
- (3) The Registrar may deem an Application abandoned, if all requirements of Registration pursuant to this By-law have not been fulfilled to the Registrar's satisfaction four (4) months from the date the Registrar received the application.
- (4) Any Inspector shall be responsible for inspecting ARU(s) in respect of which an Application has been received, in order to determine, before Registration, if they comply with the standards specified in this By-law.
- (5) Any Municipal Law Enforcement Officer appointed by Council under the Municipal Act, 2001 shall be responsible for the enforcement of this By-law.
- (6) The decision of the Registrar to refuse an Application or to revoke a Registration is subject to an appeal to the Ontario Court (General Division) and the decision of the Court is final.

APPLICATION FOR REGISTRATION

7. (1) An Application will be submitted by an Owner;
- (2) An Application shall be completed on the forms provided by the Town and shall be accompanied by,
 - (a) a registration fee determined in accordance with the Town of Halton Hills User fees By-law, as amended from time to time;
 - (b) owner's authorization where the applicant is not the registered owner;

and

- (c) two (2) sets of required drawings, details, calculations, design details and specifications for ARU(s).
- (3) Every applicant shall ensure that the ARU(s) is available for inspection by Inspectors, subject to the provisions of Section 6. hereof.
- (4) The Registrar shall accept an Application unless:
 - (a) the Application is incomplete;
 - (b) the Application contains mistaken, false or incorrect information;
 - (c) the fees due in respect of the Application have not been paid; or
 - (d) the ARU(s) disclosed in the Application contravenes any of the provisions of this by-law, any other applicable By-law of the Town or any applicable statute or regulation.

INSPECTIONS AND REGISTRATION

- 8. (1) Upon acceptance of an Application, the Registrar shall direct Inspectors to conduct such inspections of the ARU(s) as are necessary to determine if the ARU(s) complies with the applicable standards set out in:
 - (a) the Ontario Building Code
 - (b) the Fire Code
 - (c) the Town of Halton Hills Property Standards By-law 2008-0137, as amended.
 - (d) the Town of Halton Hills Zoning By-Law 2010-0050, as amended; and
 - (e) this By-law
- (2) Notwithstanding subsection 6. (1) of this By-law.
 - (a) pre-registration inspections for the purpose of compliance with the Ontario Building Code shall not be required where a building permit has been issued for the construction of a new ARU(s) providing that the registration is approved no later than three months after the time when all inspections associated with that building permit have been conducted and passed;
 - (b) pre-registration inspections for the purpose of compliance with the Fire Code shall not be required unless an accessory dwelling unit has been constructed prior to July 14, 1994;
 - (c) pre-registrations inspection for the purpose of compliance with the Property Standards By-law shall not be required where a building permit has been issued for the construction of a new ARU(s) providing that the registration is approved no later than three months after the time when all inspections associated with that building permit have been conducted and passed.

- (3) An Inspector acting pursuant to this By-law may, at any reasonable time, and upon producing proper identification may enter and inspect any property, for the purpose of carrying out an inspection to determine whether there is compliance with any one or all of the following:
 - (a) the requirements of this By-law;
 - (b) an order made pursuant to this By-law.
- (4) Except under the authority of a search warrant issued under the authority of the Municipal Act, 2001, as amended, an Inspector shall not enter any room or place actually used as a dwelling without requesting and obtaining the consent of the occupier, having first informed the occupier that the right of entry may be refused and entry made under the authority of a search warrant.
- (5) No person shall hinder or obstruct an Inspector or attempt to hinder or obstruct an Inspector who is performing a duty under this By-law;
- (6) Any person who provides false information to an Inspector shall be deemed to have hindered or obstructed the Inspector in the execution of his or her duties.
- (7) In the event that all necessary inspections disclose that the ARU(s) complies with the applicable standards set out in Paragraph 6 (1) of this by-law, the Registrar shall register the ARU(s) in a Public Registry of Additional Residential Unit (ARU) in the Town of Halton Hills

REFUND OF APPLICATION FEE

9. (1) In respect of an Application for which the prescribed registration fee has been paid, if the Application is withdrawn by the Applicant, or is refused by the Registrar the applicant shall be refunded the portion of the fees, as follows:
 - (a) 35% of the registration fee where the administrative functions and any of the required inspections were carried out;
 - (b) 75% of the registration fee where the administration functions only where carried out.

NOTIFICATION

10. (1) Where the Registrar refuses or cancels an Application or revokes a Registration he or she shall notify the Applicant and provide a brief explanation of the reasons for refusal/cancellation/revocation. Service of any document, including reasons for refusal or a notice of revocation or an order under this By-law, may be given in writing in any of the following ways and is effective:
 - (a) when a copy is delivered to the registered owner of the house;
 - (b) on the seventh (7th) day after a copy is sent by registered mail to the owner's last known address; or
 - (c) where service is unable to be effected as above, notice may be given by posting a document in a conspicuous place on the property to which the document is related.

11. (1) Every person who contravenes any of the provisions of this By-law, and every director or officer of a corporation who knowingly concurs in the contravention by the corporation is guilty of an offence and upon conviction is liable to a fine not exceeding Fifty Thousand Dollars (\$50,000.00) as provided for in the *Municipal Act, 2001*, as amended;
- (2) Where a corporation is convicted of an offence under this By-law, the maximum penalty that may be imposed on the corporation is One Hundred Thousand Dollars (\$100,000.00) as provided for in the *Municipal Act, 2001*, as amended;
- (3) Notwithstanding subsection 9.(1), every person who is guilty of a continuing offence, on conviction is liable to a fine of no less than five hundred dollars (\$500.00), and no more than ten thousand dollars (\$10,000.00) for each day or part of a day that each offence continues, and the total of all fines for each offence is not limited to one hundred thousand dollars (\$100,000.00) as provided for in the *Municipal Act, 2001*, as amended;

TRANSITION RULES

12. After the date of passing of this By-law, the By-law 16-0005 applies only to the properties in respect to which an application for registration of an Two-Unit House has been made, or an order has been issued prior to the date of the passing of this By-law.
13. A Two-Unit House previously registered pursuant to repealed By-law 16-0005, as amended, continue to be registered under this By-law.

REPEAL

14. Except for the purpose as set out in section 10. of this By-law, By-law 16-0005, as amended is hereby repealed.

BY-LAW read and passed by the Council for the Town of Halton Hills this 19th day of June, 2023.


MAYOR – ANN LAWLOR


TOWN CLERK – VALERIE PETRYNIAK