

## Section 3.3. Transition Provisions

### 3.3.1. General

#### 3.3.1.1. Validity of Permits Issued under Previous By-law

1) Subject to the provisions of Articles 1.5.2.4. and 3.3.1.2., *buildings* for which *permits* were obtained under By-law No. 10908 may be constructed in accordance with the provisions of that By-law.

#### 3.3.1.2. Grace Period

1) Where an *owner* has applied for a *permit* prior to November 1, 2019, a *building* may be constructed in accordance with By-law No. 10908 if, in the opinion of the *Chief Building Official*, the *owner* has commenced the work authorized by the *permit* within 6 months of the date of issuance of the *permit* and the *owner* has continued work to completion without interruption other than work stoppages which are standard in the *building* industry.

#### 3.3.1.3. Rainwater Management Regulation Transition

1) An alternative solution accepted by the *Chief Building Official* under Section 2.3 may achieve less than the minimum level of performance required by Division B, Article 2.4.2.5. of Book II (Plumbing Systems) of the Building By-law in the areas defined by the objectives and functional statements attributed to the applicable acceptable solutions.

2) A person requesting an alternative solution under Sentence (1) shall file an application in the form prescribed by the *Chief Building Official*.

3) The application referred to in Sentence (2) shall include

- a) documentation that the *owner* applied to the *City*, prior to January 1, 2024, for a rezoning application or a development permit application pertaining to the *building*,
- b) documentation that the *owner* has not been required to provide rainwater management for the development, or that the *City* has agreed to other rainwater management requirements for the development, and
- c) information about the qualifications, experience and background of the person or persons taking responsibility for the design.

4) For a *building* to which Part 9 applies as described in Sentence 1.3.3.3.(1) of Division A of Book I (General) of this By-law or for a *building* used exclusively for *residential occupancy* containing no more than 8 principal *dwelling units*, where an *owner* has applied to the *City* prior to January 1, 2025 for a development permit, the requirements of Division B, Article 2.4.2.5. of Book II (Plumbing Systems) of this By-law do not apply if the *owner* has applied for a *permit* prior to January 1, 2026.

Rev.  
12511;  
13760  
14344