

Ruling of the Minister

Ministry of Municipal Affairs
and Housing
777 Bay Street, 2nd Floor
Toronto, ON, M5G 2E5

Ministère des Affaires municipales
et du Logement
777, rue Bay, 2^e étage
Toronto, ON, M5G 2E5



T: 416 585-4234

T: 416 585-4234

F: 416 585-7531

F: 416 585-7531

W: www.ontario.ca/buildingcode

W: www.ontario.ca/buildingcode

RULING OF THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING

Pursuant to Section 29(1)(a) of the *Building Code Act, 1992*, the Director of the Building and Development Branch, as delegate of the Minister of Municipal Affairs and Housing (the “Minister”), hereby approves the use of **FOUNDATION SUPPORTWORKS® HELICAL FOUNDATION SYSTEMS AND DEVICES** subject to the following terms and conditions:

Minister Ruling No. 12-05-275 (13556-R)

File No: 11-49

Issued May 17, 2012

1. MANUFACTURER

Foundation Supportworks, Inc.
12330 Cary Circle
Omaha, Nebraska
USA 68128

Tel: 800 281-8545

2. MANUFACTURING FACILITIES

Columbus, Nebraska, USA
Omaha, Nebraska, USA

3. SPECIFIC CONDITIONS

- (a) The use of **FOUNDATION SUPPORTWORKS® HELICAL FOUNDATION SYSTEMS AND DEVICES** is approved for use as an auger-installed steel pile in a foundation system in respect of the requirements of Sentences 4.2.3.10.(1) and 4.2.4.1.(1), Clause 4.2.3.8.(1)(e), and Subclause 9.4.1.1.(1)(c)(i) of Division B of the 2006 Building Code, Ontario Regulation 350/06 (the “Building Code”);
- (b) **FOUNDATION SUPPORTWORKS® HELICAL FOUNDATION SYSTEMS AND DEVICES** shall comply with the *Building Code Act, 1992*; and except as specifically provided otherwise in this ruling, with the Building Code;
- (c) The use of the **FOUNDATION SUPPORTWORKS® HELICAL FOUNDATION SYSTEMS AND DEVICES** must be in accordance with Canadian Construction Materials Centre (the “CCMC”) Evaluation Report No. CCMC 13556-R (the “Evaluation Report”) issued on November 7, 2011 provided that the references in that report to the model National Building Code of Canada, 2010 including those listed in column 1 below, shall be deemed references to Ontario’s Building Code listed in column 2 below, as described

in the following table;

| model National 2010 Building Code References | Ontario's 2006 Building Code References |
|--|--|
| Division A, 1.2.1.1.(1)(a) Division B, 4.2.3.8.(1)(e) Division B, 4.2.3.10.(1) Division B, 4.2.4.1.(1) Division B, 9.4.1.1.(1)(c)(i) NBC 2010 | Division A, 1.2.1.1.(1)(a) Division B, 4.2.3.8.(1)(e) Division B, 4.2.3.10.(1) Division B, 4.2.4.1.(1) Division B, 9.4.1.1.(1)(c)(i) Ontario's 2006 Building Code |
| column 1 | column 2 |

- (d) The engineering certificate referenced in Section 3. of CCMC Evaluation Report 13556-R shall be submitted to the owner and the Principal Authority;
- (e) The reference to a competent person in Sentence 4.2.4.1.(1) of Division B of the Building Code shall be replaced with Professional Engineer for the purpose of this Ruling;
- (f) A copy of this ruling shall be attached to the application for a building permit; and;
- (g) This ruling is valid only for products manufactured at the facilities outlined in Section 2. (Manufacturing Facilities) of this ruling.

4. GENERAL CONDITIONS

The Minister or his/her delegate may amend or revoke this ruling if:

- (a) the Evaluation Report is amended by the CCMC;
- (b) the Evaluation Report expires in accordance with the CCMC's General Conditions for Evaluation Reports;
- (c) the Evaluation Report is rendered void in accordance with the CCMC's General Conditions for Evaluation Reports by reason of alterations to the product or relocation of manufacturing facilities, described in the Evaluation Report, without prior agreement by the CCMC;
- (d) the Evaluation Report is withdrawn by the CCMC in accordance with the CCMC's General Conditions for Evaluation Reports where, in the opinion of the CCMC:
 - (i) the level of performance, in-situ, of the product described in the Evaluation Report is unsatisfactory;
 - (ii) the proponent of such product fails to fulfil its obligations as set out in the CCMC's General Conditions for Evaluation Reports; or

- (iii) such product may pose any danger to the health or safety of the user of such product;
- (e) the Minister or his/her delegate determines that the use of the material, system or building design authorized by this ruling:
 - (i) will not comply with the *Building Code Act, 1992* or any relevant law as they may be amended or re-enacted from time to time; or
 - (ii) provides an unsatisfactory level of performance, in situ; or
- (f) any provision of Ontario's Building Code relevant to this ruling is amended or remade.

Dated at Toronto This 17th Day of May 2012

Brenda Lewis
Director, Building and Development Branch

Ce document est disponible en anglais

Remarque : Le Code du bâtiment de l'Ontario n'est disponible qu'en anglais. En cas de différence ou de divergence dans l'interprétation de la présente traduction du rapport d'autorisation, la version anglaise dudit rapport est la seule version légale et exécutoire