

Ruling of the Minister
Ministry of Municipal Affairs
and Housing
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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 **Form-A-Drain** subject to the following terms and conditions:

Minister Ruling Number: 10-04-241 (13492-R)

File No: 10-08

Issued on April 9, 2010

1. MANUFACTURER

CertainTeed Corporation
Pipe And Foundation Group
PO Box 860
750 E. Swedesford Road
Valley Forge, PA
USA, 19482

Tel: 610 341-6637

Fax: 610 341-7919

2. MANUFACTURING FACILITIES

McPherson, KS, USA

3. SPECIFIC CONDITIONS

- (a) The use of **Form-A-Drain** is approved for use as a drainage tile in accordance with the requirements of Articles 9.14.3.1. and 9.14.3.2., 9.14.3.3., and Subsection 9.14.5. of Division B, of Ontario's 2006 Building Code, Ontario Regulation 350/06 (the "Building Code");
- (b) The 250 mm (10") depth **Form-A-Drain** do not from part of the Ruling;
- (c) **Form-A-Drain** shall comply with the *Building Code Act, 1992*; and except as specifically provided otherwise in this Ruling, with the Building Code;

- (d) The use of the **Form-A-Drain** must be in accordance with Canadian Construction Materials Centre (the "CCMC") Evaluation Report No. CCMC 13492-R (the "Evaluation Report") issued on February 09, 2010; provided that the references in that report to the model National Building Code of Canada, 2005 including those listed in table 3.(d), column 1 below, shall be deemed references to the Building Code listed in column 2, as described in the table 3.(d);

Table 3.(d)

model National 2005 Building Code References	Ontario's 2006 Building Code References
Division A, 1.2.1.1.(1)(b) Division B, 4.1.1.3.(4)(c) Division B, 9.14.3.1. Division B, 9.14.3.2. Division B, 9.14.3.3. Division B, 9.14.5. National Building Code, 2005 NBC 2005	Division A, 1.2.1.1.(1)(b) Division B, 4.1.1.3.(4)(c) Division B, 9.14.3.1. Division B, 9.14.3.2. Division B, 9.14.3.3. Division B, 9.14.5. Building Code (2006)
column 1	column 2

- (e) A copy of this Ruling shall be attached to the application for a building permit; and;
- (f) 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 the Building Code relevant to this Ruling is amended or remade.

Dated at Toronto This 9th Day of April 2010.

David Brezer, P.Eng, MBA
Director, Building and Development Branch