

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 **UltraFit DS** subject to the following terms and conditions:

Ministers Ruling No: 09-09-207(13315-R)
File No: 08-25
Issued on April 16, 2009

1. MANUFACTURER

Guardian Fiberglass Inc.
1000 East North Street
Albion, Michigan
USA, 49224

Tel: 517 629-9464
Fax: 517 629-2065

2. MANUFACTURING FACILITIES

Site Manufactured

3. SPECIFIC CONDITIONS

- (a) The use of **UltraFit DS** is approved for use in Division B, Part 9 residential buildings as thermal insulation in respect of the requirements of Clause 9.25.2.2.(1)(e) and Sentence 9.25.2.4.(4) of Division B of Ontario's 2006 Building Code, Ontario Regulation 350/06 (the "Building Code");
- (b) **UltraFit DS** 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 **UltraFit DS** must be in accordance with Canadian Construction Materials Centre (the "CCMC") Evaluation Report 13315-R issued on May 7, 2008; provided that the references in that report to the model National Building Code of Canada, 2005 including those listed in table 3.(c), column 1 below, shall be deemed references to the Building Code listed in column 2 below, as described in the table 3.(c) below;

Table 3.(c)

model National 2005 Building Code References	Ontario's 2006 Building Code References
Division A, 1.2.1.1.(1)(a) Division B, 9.3.2.5. Division B, 9.25.2.2.(1)(e) Division B, 9.25.2.4.(4) Authority Having Jurisdiction (AHJ) NBC 2005	Division A, 1.2.1.1.(1)(a) Division B, 9.3.2.5. Division B, 9.25.2.2.(1)(e) Division B, 9.25.2.4.(4) Principal Authority Building Code (2006)
column 1	column 2

- (d) In construction, for which a permit has been applied for before January 1, 2012, cavity wall depths and **UltraFit DS** density, must be selected such that the minimum RSI values required in Division B, Table 12.3.2.1. are satisfied;
- (e) In construction, for which a permit has been applied for after December 31, 2011, before January 1, 2002, cavity wall depths and **UltraFit DS** density must be selected such that it will meet a performance level that is equal to a rating of 80 or more, when evaluated in accordance with NRCan "EnerGuide for New Houses: Administrative and Technical Procedures;"
- (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 the Building Code relevant to this Ruling is amended or remade.

Dated at Toronto This 16th Day of April 2009.

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