

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 **Tech 3500, Tech 5000, Tech 7000 and Céramitech** subject to the following terms and conditions:

Minister Ruling No. 04-17-121(13092-R)

File No: 08-35

Issued on October 15, 2004

Revised on August 12, 2009

1. MANUFACTURER

Soleno Textiles Techniques Inc.
1261, rue Berlier
Laval, (Québec)
H7L 3Z1

Tel: 888 241-9600

Fax : 450 668-3347

2. MANUFACTURING FACILITIES

1261, rue Berlier
Laval, (Québec)

3. SPECIFIC CONDITIONS

- (a) The use of **Tech 3500, Tech 5000, Tech 7000 and Céramitech** is approved for use as underlay mats that may help reduce impact noise transmission of floor systems in respect of the requirements of Subsections 9.11.1., 9.11.2. and 9.30.2 and Sentence 3.1.5.8.(4) of Division B, of the 2006 Building Code, Ontario Regulation 350/06 (the “Building Code”);
- (b) **Tech 3500, Tech 5000, Tech 7000 and Céramitech** shall comply with the *Building Code Act, 1992*; and except as specifically provided otherwise in this Ruling, with the Building Code;
- (c) The ceramic tile application described in Table 2 of CCMC 13092-R has not been reviewed to determine whether or not the design will achieve the level of performance required by the acceptable solutions for ceramic tile applications prescribed on Subsection 9.30.6. of Division B of the Building Code;

- (c) Finished flooring such as ceramic tile may not be installed over the **Tech 3500**, **Tech 5000**, or **Tech 7000**;
- (d) The use of the **Tech 3500**, **Tech 5000**, **Tech 7000** and **Céramitech** must be in accordance with Canadian Construction Materials Centre (the "CCMC") Evaluation Report No. CCMC 13092-R (the "Evaluation Report") issued on November 1, 2002, re-evaluated on March 12, 2007, and revised on January 25, 2008; provided that the references in that report to the model National Building Code of Canada, 1995, 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 1995 Building Code References	Ontario's 2006 Building Code References
3.1.5.8.(4) 9.11.1. 9.11.2. 9.30.2. NBC 1995	Division B, 3.1.5.8.(4) Division B, 9.11.1. Division B, 9.11.2.1. Division B, 9.30.2. 2006 Building Code
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 12th Day of August 2009.

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