

**Dear Owners and Residents,**

My name is Nicholas Papiccio, and I am serving as Chairperson of the Swimming Pool Subcommittee. Strata Council created this Subcommittee to help our community have a respectful, well-informed conversation about an upcoming change to our pool rules, and to reduce misunderstandings or conflict as we transition.

My role is simply to **help organize the process**—schedule meetings, share information when needed, and coordinate materials so owners can review them ahead of the AGM.

## **STEP 1: Review the B.C. Laws that affect the change in our start bylaw**

**Quick overview of the situation:**

**Strata bylaws and rules can't violate higher-order laws (including the Human Rights Code)**

On the "[Enforcing strata bylaws and rules](#)" page, the province explicitly says:

**Bylaws and rules are unenforceable if they contravene the Strata Property Act, the Human Rights Code or other enactment or law.** ([Government of British Columbia](#))

This means that a strata **cannot enforce a rule** that conflicts with **provincial law or human rights protections** — *even if that rule was passed by the owners or implemented by council.*

1. That's the legal basis for a rule like "**kids only at certain hours**" that violates the Human Rights Code or another higher law; it **cannot be legally enforced** by the strata corporation. ([Government of British Columbia](#))
2. If your strata rule restricting pool access by age conflicts with the **Human Rights Code** (e.g., discriminates against *families with children* based on family status), then that rule is **unenforceable** under provincial law. ([Government of British Columbia](#))

3. The official BC site doesn't spell this out for *children in pools*, but it **does confirm the hierarchy**: strata rules must comply with higher law. ([Government of British Columbia](#))

The Council is reviewing the current pool-time restrictions for children to ensure our bylaws and rules remain consistent with **British Columbia law and human rights obligations**.

The goal is to support a smooth transition to updated rules that allow children's use while maintaining safety and quiet enjoyment for all residents. These changes to our bylaws will be discussed at our February AGM.

## **STEP 2: Share your preferred lane/quiet swim hours**

To help Council make informed decisions, the Subcommittee is collecting resident input—especially around **preferred times for lane/quiet swim periods**.

Please visit the Subcommittee page to submit your preferred hours and stay informed: <https://lamirage.online/swimming-pool-subcommittee>

Sincerely,  
**Nicholas Papiccio**  
Chairperson (Swimming Pool Subcommittee)