

ORDINANCE NO. 91-08

FEB 4 1991

AN ORDINANCE TO BE KNOWN AS THE HERNANDO COUNTY SWIMMING
POOL CODE: PROVIDING FOR THE ADOPTION OF THE STANDARD
SWIMMING POOL CODE, 1985 EDITION; PROVIDING FOR THE
SEVERANCE OF PARTS; PROVIDING FOR A REPEALER CLAUSE;
PROVIDING FOR VIOLATIONS, REMEDIES, AND PENALTIES;
PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
HERNANDO COUNTY, FLORIDA.

SECTION 1. ADOPTION OF THE STANDARD SWIMMING POOL CODE,
1985 EDITION, AND THE 1990 AMENDMENTS AND ALL APPENDIXES,
AS PROMULGATED BY SOUTHERN BUILDING CODE CONGRESS
INTERNATIONAL, INC., PROVIDING FOR MODIFICATIONS TO
CHAPTERS 1, 2, AND 3

There is hereby adopted by the County of Hernando, Florida,
for the purpose of establishing and prescribing minimum standards for
the design, construction or installation, repair or alterations of
swimming pools, public or private, and related equipment, that
certain building code known as the Standard Swimming Pool Code, as
recommended by the Southern Building Code Congress International,
Inc., a non-profit and non-political servicing organization with its
principal offices at Birmingham, Alabama, being particularly the 1985
Edition, together with the 1990 Amendments and all Appendixes. The
same is hereby adopted and incorporated herein as fully as if set
forth in haec verba and from the date upon which this ordinance shall
take effect, the provisions thereof except as otherwise noted herein
shall be controlling in the construction or installation, repair or
alteration of swimming and wading pools, public or private and
related equipment within the unincorporated areas of the County.

SECTION 2. MODIFICATION TO CHAPTER 1 OF THE STANDARD SWIMMING POOL CODE

Chapter 1 of the Standard Swimming Pool Code is hereby modified by deleting Subsections 105.5.2 and 105.6; and by adding Subsection 106.3, 106.4, and 106.5 as follows:

106.3

Swimming pool steel and electrical bond shall be inspected prior to covering.

106.4

The main drain and all lines which are part of the filtering or recirculating system of a pool shall be tested at not less than 20 pounds per square inch hydrostatic test and inspected. For the purpose of this sub-section, all pools in excess of 200 gallons, which are designed for human occupancy, including therapeutic pools, are to be so tested.

106.5

Swimming pool building final, electrical final, and plumbing final shall be inspected.

NOTE: Refer to the Standard Building Code, 1988 Edition, with the 1989 and 1990 Amendments, Chapter 1 - Administration, for further administrative provisions.

SECTION 3. MODIFICATION TO CHAPTER 2 OF THE STANDARD SWIMMING POOL CODE

Chapter 2 of the Standard Swimming Pool Code is hereby modified by adding Subsection 202.1 as follows:

202.1 - SWIM-OUT

A means of egress from the pool located outside the main shell perimeter, not less than 24 inches in width, and not more than 24 inches deep. A corner swim-out may alternatively be placed in the corner of pool measuring 36 - 44 inches across the front dimension; and the minimum depth of the triangle shall be 18 inches.

SECTION 4. MODIFICATION TO CHAPTER 3 OF THE STANDARD SWIMMING POOL CODE

Chapter 3 of the Standard Swimming Pool Code is hereby modified by deleting Section 310; and amending Section 316 as follows:

316

All swimming pools, whether public or private, shall have steps, ladders, grab-rails with recessed steps, or swim-outs at the shallow end of the pool, if the vertical distance from the bottom of the pool to the deck or top of the wall is over two (2) feet. The deep end shall have steps, ladders, grab-rails with recessed steps, or swim-outs.

SECTION 5. LOCAL CODE REQUIREMENTS

- (A) The minimum distance from an in-ground swimming pool to the structural walls shall be four (4) feet.
- (B) Above ground swimming pools with side walls less than four (4) feet in height shall be enclosed as required in Section 315, Standard Swimming Pool Code. Above ground pools with side walls four (4) feet and over shall have a fence or screen enclosure equipped with self-closing and self-latching gates around the pool ladder and/or pool access.

SECTION 6. SEVERANCE OF PARTS

Should any section, paragraph, sentence, phrase, clause or other part or provision of this ordinance be declared by any court to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be invalid.

SECTION 7. REPEALER CLAUSE

Upon the effective date of this ordinance, those previously enacted ordinances and amendments thereto which regulate the construction activities addressed by this ordinance, namely Hernando County Ordinance No. 87-29 and subsequent amendments thereto, are hereby repealed.

SECTION 8. VIOLATIONS, REMEDIES, AND PENALTIES

Any entity violating any provision of this ordinance shall be subject to the penalties provided for herein. The Director or his authorized representative shall issue notice to all entities violating any provision of this ordinance and shall order that such violations cease. Should any entity fail to comply with such notice, or order, the Governing Body or its authorized official may institute appropriate action to bring such entity before a court of law for adjudication. Any entity violating any provision of this ordinance shall, upon conviction, be guilty of a misdemeanor and shall be fined or imprisoned or both fined and imprisoned, in accordance with the provisions of Chapter 125.69 of the Florida Statutes.

SECTION 9. EFFECTIVE DATE

This ordinance shall become effective as provided by law.

ADOPTED in Regular Session this 29 day of

January, 1991, A.D.

BOARD OF COUNTY COMMISSIONERS

HERNANDO COUNTY, FLORIDA

By

Harold D. Varvel
HAROLD D. VARVEL, CHAIRMAN

Attest

Karen Nicolai
KAREN NICOLAI, CLERK