

**ORDINANCE NO. 98-15**

**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 MODIFICATION TO CHAPTER 1 OF THE SWIMMING POOL CODE; PROVIDING FOR MODIFICATION TO CHAPTER 2 OF THE SWIMMING POOL CODE; PROVIDING FOR MODIFICATION TO CHAPTER 3 OF THE SWIMMING POOL CODE; PROVIDING FOR LOCAL REQUIREMENTS; PROVIDING FOR THE SEVERANCE OF PARTS; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR VIOLATIONS, REMEDIES, AND PENALTIES; PROVIDING FOR INCLUSION IN THE CODE; 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, AS PROMULGATED BY SOUTHERN BUILDING CODE CONGRESS INTERNATIONAL, INC., PROVIDING FOR MODIFICATIONS TO CHAPTERS 1, 2, AND 3**

98 MAY 26 PM 2:21  
TALLAHASSEE  
FLORIDA

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. 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. Swimming pool decking form work and haunch or bell footer 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, as adopted by County Ordinance, 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**

An alternate means of egress from the pool not over 24" in depth, which may be used in lieu of ladders or steps.

### **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 313 and 316 as follows:

#### **313 - Gas and Exclusion of the Standard Gas Code**

All gas piping shall comply with NFiPA 54 and NFiPA 58 and all referenced standards concerning fuel gas which name the Standard Gas Code shall uniformly refer to NFiPA 54 and NFiPA 58 to the exclusion of the Standard Gas Code.

#### **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) Concrete pool decking shall be supported with a haunch or bell footer around its perimeter to a sufficient depth to prevent erosion.

#### **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. 92-36 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. INCLUSION IN THE CODE**

It is the intention of the Board of County Commissioners of Hernando County, Florida, and it is hereby provided that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of Hernando County, Florida. To this end, the sections of this Ordinance may be renumbered or relettered to accomplish such intention, and that the word "ordinance" may be changed to "section", "article", or other appropriate designation.

#### **SECTION 10. EFFECTIVE DATE**

This ordinance shall become effective as provided by law.

ADOPTED in Regular Session this 19<sup>th</sup> day of May, 1998, A.D.

BOARD OF COUNTY COMMISSIONERS  
HERNANDO COUNTY, FLORIDA

Attest Michelle Huntoma  
KAREN NICOLAI, CLERK *Deputy Clerk*

By Hannah M. Robinson  
HANNAH M. ROBINSON, CHAIRWOMAN