

JUL 26 2011

ORDINANCE NO. 116A-39BOARD OF SUPERVISORS  
JAMES CITY COUNTY  
VIRGINIA

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 11, HEALTH AND SANITATION, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE III, SWIMMING POOLS, SECTION 11-18, DEFINITIONS; SECTION 11-19, POOL OPERATION AND MAINTENANCE; SECTION 11-20, INSPECTION; SECTION 11-21, AUTHORITY TO ORDER POOLS CLOSED; AND ARTICLE IV, SMOKING, SECTION 11-33, ENFORCEMENT.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 11, Health and Sanitation, is hereby amended and reordained by amending Section 11-18, Definitions; Section 11-19, Pool operation and maintenance; Section 11-20, Inspection; Section 11-21, Authority to order pools closed; and Section 11-33, Enforcement.

## Chapter 11. Health and Sanitation

### Article III. Swimming Pools

#### **Sec. 11-18. Definitions.**

For the purposes of this article, the following words and phrases shall have the meaning ascribed to them by this section:

*Director.* The director of ~~code compliance~~ *building safety and permits* for James City County or his designee.

#### **Sec. 11-19. Pool operation and maintenance.**

(a) *Water supply.* All water used in public swimming pools shall be from potable sources that are approved by the director of ~~code compliance~~ *building safety and permits*. No piping arrangements shall exist which will permit sewage or wastewater to enter the swimming pool system.

(c) *Disinfection.* The treatment system of all public swimming pools shall be operated at all times when the pool is in use so as to maintain either a free chlorine residual content of not less than 0.5 ppm at

all points throughout the swimming pool, or adequate disinfection by chemicals at such other levels as approved by the director of ~~code compliance~~ *building safety and permits*;

(e) *Operating records.* Daily records of the operation of public swimming pools shall be maintained by the operator. These records shall indicate pH and chlorine levels, water clarity and cleanliness, and such other information as may be required by the director of ~~code compliance~~ *building safety and permits* to determine if the pool is being operated in a healthy and safe manner. These records shall be kept on file for a period of at least one year.

(f) *Filtration.* Filters designed to clear the pool water shall be operated 24 hours per day each day the public swimming pool is in use. At all times when the pool is open, the water shall be sufficiently clear to permit a disc six inches in diameter, divided into alternate black and white quadrants, when placed on the bottom of the pool at the deepest point, to be clearly visible from the swimming pool deck. The filter requirement may be waived by the director of ~~code compliance~~ *building safety and permits* for pools in which water depth is no greater than two feet upon a determination that alternate methods are being utilized to maintain the water clarity.

(g) *Lifesaving equipment.* The operator of any public swimming pool shall provide minimum lifesaving equipment consisting of either a "shepherd's crook" or a "throw ring" with rope attached, capable of reaching across half the width of the pool. The director of ~~code compliance~~ *building safety and permits* may, in writing, require additional lifesaving equipment, when such is deemed necessary because of the size of the pool or activity therein.

#### **Sec. 11-20. Inspection.**

The operator or person in charge of any public swimming pool shall, upon request of the director of ~~code compliance~~ *building safety and permits*, permit access to all parts of the establishment at all reasonable times for the purpose of inspection.

#### **Sec. 11-21. Authority to order pools closed.**

When the director of ~~code compliance~~ *building safety and permits* finds a violation of this article or any other condition that endangers the health or safety of the users of a public swimming pool, the director may order the pool closed until such condition is corrected. Failure to immediately close the pool shall be a violation of this article.

Article IV. Smoking.

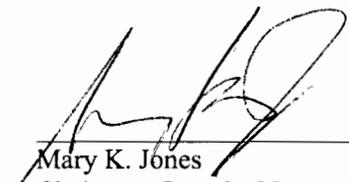
**Sec. 11-33. Enforcement.**

(a) Any citizen who desires to register a complaint under this article may contact the police department or office of ~~code compliance~~ *building safety and permits* who may initiate civil enforcement.

(b) The director of ~~code compliance~~ *building safety and permits* or duly authorized designee shall perform an evaluation for compliance with all requirements of this article while an establishment is undergoing otherwise mandated inspections. The director of ~~code compliance~~ *building safety and permits* or duly authorized designee may issue a civil summons for any violation under section 11-32(a).

ATTEST:

  
Robert C. Middaugh  
Clerk to the Board

  
Mary K. Jones  
Chairman, Board of Supervisors

<u>SUPERVISORS</u>	<u>VOTE</u>
KENNEDY	AYE
GOODSON	AYE
MCGLENNON	AYE
ICENHOUR	AYE
JONES	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 26th day of July, 2011.