

ADOPTED

MAY 1 1989

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

ORDINANCE NO. 116A-17

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 8, HEALTH AND SANITATION, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY ADDING ARTICLE III, SWIMMING POOL ORDINANCE.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 8, Health and Sanitation, is hereby amended and reordained by adding Article III, Swimming Pool Ordinance, Section 8-17, Purpose of article; Section 8-18, Definitions; Section 8-19, Pool operation and maintenance; Section 8-20, Inspection; Section 8-21, Authority to order pools closed; and Section 8-22, Penalty for violation.

Section 8-17. Purpose of article

The purpose of this article is to protect the health, safety and general welfare by regulating minimum sanitation and water quality standards and requiring safety equipment for all swimming pools, except for private residential swimming pools and those swimming pools, including pools located at hotels, motels, and campgrounds, which are regulated by the Virginia Department of Health.

Section 8-18. 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 for James City County or his designee.

Operator or Manager. The individual responsible for the operation and management of the swimming pool.

Person. Any person, firm, partnership, association, corporation, company, governmental agency, club, school, or organization of any kind, and any employee, agent, or servant thereof.

Private residential swimming pool. Any swimming pool located on private residential property, under the control of the residents, the use of which is limited to swimming or bathing by members of the residents' family or their invited guests.

Public swimming pool. Any swimming pool used or intended to be used collectively by numbers of persons for swimming or wading, operated by any person, whether he be owner, lessee, operator or concessionaire, regardless of whether a fee is charged for such use, including but not limited to a swimming pool owned by or operated for the convenience of a private club, civic club, association, apartment complex, or manufactured home park. Public swimming pools shall not include private residential swimming pools or those swimming pools, including pools at hotels, motels, and campgrounds, which are regulated by the Virginia Department of Health.

Swimming pool. Any swimming, wading or spray pool, including all appurtenant equipment, structures and facilities, used for the purpose of providing a swimming or wading place for any person.

Section 8-19. 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. No piping arrangements shall exist which will permit sewage or waste water to enter the swimming pool system.

(b) Chemical testing equipment. Each public swimming pool shall be provided with satisfactory equipment for the determination of hydrogen-ion concentration (pH) ranging from 6.8 to 8. Satisfactory equipment shall also be provided for determination of residual chlorine content ranging from 0 to 1.0 ppm.

(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.

(d) Alkalinity. Acid alkalinity of the water in public swimming pools, at all times when the pool is in use, shall be not less than a pH of 7.0.

(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 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 twenty-four 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 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 may, in writing, require additional lifesaving equipment, when such is deemed necessary because of the size of the pool or activity therein.

Section 8-20. Inspection.

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

Section 8-21. Authority to order pools closed.

When the director of code compliance 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.

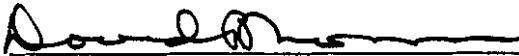
Section 8-22. Penalty for violation.

Any person who shall violate a provision of this article shall be guilty of a misdemeanor, and upon conviction shall be subject to a fine not exceeding one thousand dollars or thirty days imprisonment, or both, for each violation. Each failure, refusal, neglect, or violation, and each day's continuance thereof, shall constitute a separate offense.

Thomas D. Mahone

Thomas D. Mahone, Chairman
Board of Supervisors

ATTEST:



David B. Norman
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
NORMENT	AYE
TAYLOR	NAY
EDWARDS	AYE
DEPUE	AYE
MAHONE	AYE

Adopted by the Board of Supervisors of James City County,
Virginia, this 1st day of May 1989.

0243U