

MEMORANDUM

DATE: February 1, 2013

TO: Florida Building Commission Members

FROM: Patti Anderson, MSc, P.E., Chief
Bureau of Environmental Health *Patti Anderson*

SUBJECT: DOH proposed mod # 5847 to Florida Building Code, Chapter 4, Section 454.1

INFORMATION ONLY

The following is the Department's suggested change to our original proposed modification for your consideration to approve today. We believe it is relatively easy for a Building Official to contact the Health Department so that the public, the contractor and the pool owner are protected from illness and injury that a prematurely opened public pool could cause. However, the language below is changed to now strongly encourage the permit holder to take the right steps for both agencies' approval before opening a pool to the public. It is similar to FBC Chapter 30, and the elevator Chapter 399, FS.

454.1 Public swimming pools and bathing places. Public swimming pools and bathing places shall comply with the design and construction standards of this section. ~~Pools shall not be used by bathers until an operation permit is issued by the Department of Health.~~

454.1.1 Flood hazard areas. Public swimming pools installed in flood hazard areas established in Section 1612.3 shall comply with Section 1612.

NOTE: Other administrative and programmatic provisions may apply. See Department of Health (DOH) Rule 64E-9, Florida Administrative Code, and Chapter 514, Florida Statutes. ~~The regulation and enforcement of the initial and annual operation permit for public pools are preempted to the DOH. The construction permit holder is responsible for obtaining an operation permit issued by DOH, as a public swimming pool shall not be put into operation without an inspection and operation permit issued from the DOH. Building Officials must provide notice to the local Department of Health County Health Department upon issuance of a construction or modification permit, and upon issuance of a certificate of completion or occupancy for public swimming pools and public bathing places as defined in Chapter 514, Florida Statutes.~~