



DIVISION OF BUILDING SAFETY

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September 1, 2009

PETITION FOR DECLARATORY STATEMENT BEFORE THE FLORIDA BUILDING COMMISSION:

Issue: I am requesting clarification for Orange County and the local jurisdictions within the county, as to the applicability of the 2007 Florida Building Code, Existing Buildings relating to renovations of existing swimming pools within the State of Florida. Orange County and all local jurisdictions within Orange County are getting permit applications on a daily basis for various modifications/renovations to existing swimming pools. Please provide clarification(s) to the following questions.

1. Does the FBC Existing Building Code apply to renovations to existing swimming pools?
2. If the answer to question 1 is yes would the following renovations fall under a level 1, 2 or 3 alteration?
 - a) The removal and replacement of a pool deck.
 - b) The addition of a spa.
 - c) Changing the length, width or depth of the pool shell.
 - d) Changing out of the pool pump (which would affect the hydraulics).
 - e) Changing out of the Pool Filter (which would affect the hydraulics).
 - f) The addition of a heat pump for heating the pool (which would affect the hydraulics & electrical).
 - g) The addition of features (that would affect plumbing & electrical) such as waterfalls, spray-jets etc.
 - h) The re-surfacing of pool decks.
 - i) The addition of a gas pool heater.
 - j) The re-surfacing of the interior of the pool shell.
 - k) The re-filling of the pool.

Respectfully submitted,

Alan C. Plante, Building Official

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 FILING AND ACKNOWLEDGEMENT
 FILED, on this date, with the designated
 Clerk receipt of which is hereby
 acknowledged.

Paula P. Ford 9/4/09
 Paula P. Ford Date
 Commission Clerk