

SWIMMING POOL AND SPA CODE

St. Charles County adopted the 2015 International Codes with amendments, which will go into effect on Monday, August 14, 2017. All building permit applications received on or after that date will be required to meet the newly adopted code.

Below are the amendments to the adopted code:

ARTICLE XII: SWIMMING POOL AND SPA CODE

Section 500.420. Adoption of Swimming Pool and Spa Code of St. Charles County.

- A. St. Charles County hereby adopts the 2015 International Swimming Pool and Spa Code, a copy of which shall be deposited in the Office of the County Registrar with this ordinance, with the following amendments by additions, insertions, deletions and changes so that such section and subsections to read as follows:

(CHAPTER 1 SCOPE AND ADMINISTRATION)

(SECTION 101 GENERAL)

101.1 Title. These regulations shall be known as the Swimming Pool and Spa Code of **St. Charles County, Missouri** ~~[[NAME OF JURISDICTION]],~~ hereinafter referred to as "this code."

(SECTION 103 DEPARTMENT OF BUILDING SAFETY)

103.1 Creation of enforcement agency. **The Division of Building and Code Enforcement of the Department of Community Development shall be the enforcement agency for this Code and the Division's director shall be the code official referred to in this code.** ~~[The department of building safety is hereby created and the official in charge thereof shall be known as the code official.]~~

103.2 Appointment. The code official shall be appointed **as provided by ordinance** ~~by the chief appointing authority of the jurisdiction~~.

(SECTION 105 PERMITS)

105.3 Construction documents. Construction documents, engineering calculations, diagrams and other such data shall be submitted **as required by the code official** ~~in two or more sets~~ with each application for a permit. The code official shall require construction documents, computations and specifications to be prepared and designed by a registered design professional when required by state law. Construction documents shall be drawn to scale and shall be of sufficient clarity to indicate the location, nature and extent of the work proposed and show in detail that the work conforms to the provisions of this code.

105.6.2 Fee schedule. The fees for work shall be **as set forth by the Ordinances of St. Charles County, Missouri.** ~~as indicated in the following schedule: [JURISDICTION TO INSERT APPROPRIATE SCHEDULE]~~

105.6.3 Fee refunds. **The code official is authorized to establish a refund policy.**

~~The code official shall authorize the refunding of fees as follows:~~

- ~~1. The full amount of any fee paid hereunder that was erroneously paid or collected.~~
- ~~2. Not more than [SPECIFY PERCENTAGE] percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.~~
- ~~3. Not more than [SPECIFY PERCENTAGE] percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.~~

~~The code official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.]~~

105.90 Electronic submission. Where design documents including, but not limited to, plot plans, site plans, design drawings, specifications, etc. are originally created electronically, the building official is authorized to require electronic submittal of documents in a portable document format (PDF) or similar format for review. Where design documents were originally prepared on paper and are submitted in a paper form, the building official is authorized to charge a fee for converting those drawings to PDF equal to the cost incurred by County staff recreating the document and not to exceed more than one (1) dollar per page.

Exception:

Where submittal documents were originally prepared by hand and are 11 inches by 17 inches or less, the fee for document conversion shall not be charged.

(SECTION 106 INSPECTIONS)

106.90 Workmanship. All work shall be executed in a workmanlike and skilled manner so that, for example, floors are level, walls are plumb and square, windows and doors are plumb, square and easily operable, exterior building envelopes are weather-tight and exclude the elements, building materials are undamaged, and surfaces are unmarred. All work performed shall be in compliance with this code, per industry standards, and in accordance with the manufacturer's installation instructions.

(SECTION 107 VIOLATIONS)

107.4 Violation penalties. Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter or repair a pool or spa in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a *misdemeanor and upon conviction thereof shall be punishable by a fine of not more than five hundred (\$500.00) dollars, and each day's continuance of a violation shall be deemed a separate offense.* ~~[[SPECIFY OFFENSE], punishable by a fine of not more than [AMOUNT] dollars or by imprisonment not exceeding [NUMBER OF DAYS], or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.]~~

107.5 Stop work orders. Upon notice from the code official, work on any system that is being performed contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's authorized agent, or to the person performing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. **Any person served with a stop work order shall pay an administrative penalty of up to two hundred fifty dollars (\$250.00).** [~~Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than [AMOUNT] dollars or more than [AMOUNT] dollars.~~]

(SECTION 108 MEANS OF APPEAL)

108.1 Application for appeal. **For the purposes of this code, all appeals shall be in accordance with the procedure established for the Building Code of St. Charles County, Missouri, in Section 113 of 500.010.** [~~Any person shall have the right to appeal a decision of the code official to the board of appeals. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted there under have been incorrectly interpreted, the provisions of this code do not fully apply, or an equally good or better form of construction is proposed. The application shall be filed on a form obtained from the code official within 20 days after the notice was served.~~]

108.2 Membership of board. Delete in its entirety.

108.2.1 Qualifications. Delete in its entirety.

108.2.2 Alternate members. Delete in its entirety.

108.2.3 Chairman. Delete in its entirety.

108.2.4 Disqualification of member. Delete in its entirety.

108.2.5 Secretary. Delete in its entirety.

108.2.6 Compensation of members. Delete in its entirety.

108.3 Notice of meeting. Delete in its entirety.

108.4 Open hearing. Delete in its entirety.

108.4.1 Procedure. Delete in its entirety.

108.5 Postponed hearing. Delete in its entirety.

108.6 Board decision. Delete in its entirety.

108.6.1 Resolution. Delete in its entirety.

108.6.2 Administration. Delete in its entirety.

108.7 Court review. Delete in its entirety.

(CHAPTER 3 GENERAL COMPLIANCE)

(SECTION 305 BARRIER REQUIREMENTS)

305.2.4 Mesh fence as a barrier. Delete in its entirety.