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Title: Amending Chapter 360 of the Saint Paul Legislative Code pertaining to Public Swimming Pools.

Sponsors: Kathy Lantry

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Attachments:

Date	Ver.	Action By	Action	Result
5/31/2012	1	Mayor's Office	Signed	
5/23/2012	1	City Council	Adopted	Pass
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5/9/2012	1	City Council	Laid Over to Third Reading/Public Hearing	
5/2/2012	1	City Council	Laid Over to Second Reading	

Amending Chapter 360 of the Saint Paul Legislative Code pertaining to Public Swimming Pools.

THE COUNCIL OF THE CITY OF SAINT PAUL DOES ORDAIN:

SECTION 1

Section 360.02 of the Saint Paul Legislative Code is hereby amended to read as follows:

Sec. 360.02. - Definitions.

Definitions of words, phrases, and terms used in this chapter shall be those set forth in Minnesota Administrative Rules 4717.0250 as well as any other state statutes or rules relating to public swimming pools.

"Public swimming pool" means and includes a bathing place of artificial or partly artificial and partly natural construction located either indoor or outdoor and provided with controlled water supply, where the water is sufficiently deep for complete immersion of the body and is used collectively by numbers of persons for swimming or recreative bathing, together with the surrounding area, buildings, equipment and appurtenances pertaining to such a bathing area, but shall not include a bathing place accessory to a single or double family dwelling which is intended only for use of the residents and friends. any pool other than a private residential pool, that is: (1) open to the public generally, whether for a fee or free of charge; (2) open exclusively to members of an organization and their guests; (3) open to residents of a multiunit apartment building, apartment complex, residential real estate development, or other multifamily residential area; (4) open to patrons of a hotel or lodging or other public accommodation facility; or (5) operated by a person in a park,

school, licensed child care facility, group home, motel, camp, resort, club, condominium, manufactured home park, or political subdivision with the exception of swimming pools at family day care homes licensed under Minnesota Statute section 245A.14, subdivision 11, paragraph (a).

Section 360.04 of the Saint Paul Legislative Code is hereby amended to read as follows:

Sec. 360.04. - Licensing requirements; submission of plans and specifications.

The following requirements shall apply to the licensing of public swimming pools:

(1) No person shall begin construction of a public swimming pool or shall substantially alter or reconstruct any public swimming pool without first having submitted plans and specifications to the Minnesota Department of Health (MDH) inspector for review and approval. All plans and specifications shall also be submitted in duplicate and the ~~inspector shall arrange for the review and approval of the plans and specifications by the~~ department of safety and inspections building official.

No permit to construct, alter or renovate shall be issued by the inspector until approval is granted by the Minnesota Department of Health and department of safety and inspections.

(2) The application for a permit to construct or remodel a public swimming pool shall be on forms prescribed by the department of safety and inspections ~~inspector~~, together with any supporting data as may be required for the proper review of the plans.

(3) The pool and facilities shall be built in accordance with the plans as approved by the Minnesota Department of Health and the building official. Changes or modifications of said plans must be submitted to and approved by the Minnesota Department of Health ~~have approval in writing and~~ by the building official. The owner or his agent shall notify the Minnesota Department of Health and director of the department of safety and inspections at specific predetermined stages of construction to permit adequate inspection of the pool and related equipment during and after construction. A final inspection shall be made upon completion of the pool facilities. The pool shall not be placed in operation until such inspections show compliance with the requirements of this chapter.

~~(4) The criteria to be followed by the department of safety and inspections in the review and approval of plans shall be promulgated as rules and regulations as authorized by this chapter.~~

~~(5) The plans shall be drawn to scale and accompanied by proper specifications so as to permit a comprehensive engineering review of the plans including the piping and hydraulic details and shall include:~~

~~a. Plan and sectional views with all necessary dimensions of both the pool and surrounding area.~~

~~b. A piping diagram showing all appurtenances including treatment facilities in sufficient detail, as well as pertinent elevation data, to permit a hydraulic analysis of the system.~~

~~c. The specifications shall contain details on all treatment equipment, including catalog identification of pumps, chlorinators, chemical feeders, filters, strainers, interceptors and related equipment.~~

Section 360.05 of the Saint Paul Legislative Code is hereby amended to read as follows:

Sec. 360.05. - Design, construction and operation features. Standards for construction, operation, and maintenance.

Minnesota Administrative Rules 4717.0150 to 4717.3970 in effect on the effective date of this chapter, as it may be amended from time to time, are hereby adopted by reference and made a part of this chapter.

Reasonable regulations shall be promulgated by the director of the department of safety and inspections covering design, construction and operation of public swimming pools. No permit to construct, alter, remodel or license to operate shall be granted unless the pool conforms with these regulations.

~~(b) The regulations shall cover, but not be limited to, the following items:~~

- ~~(1) Water supply, sewer and waste connections.~~
- ~~(2) Design detail.~~
- ~~(3) Materials of construction.~~
- ~~(4) Walls, markings and slopes.~~
- ~~(5) Overflow gutters and skimmers.~~
- ~~(6) Inlets and outlets.~~
- ~~(7) Separation, zoning and control of users.~~
- ~~(8) Recirculation equipment, piping and appurtenances.~~
- ~~(9) Disinfection and chemical feed equipment.~~
- ~~(10) Bathhouse and appurtenances, including plumbing fixtures.~~
- ~~(11) Ladders, stairs, decks and walkways, diving equipment.~~
- ~~(12) Diving, swimming, and bathing areas.~~
- ~~(13) Ventilation, lighting and electrical facilities and connections (safety aspects).~~
- ~~(14) Safety and lifesaving equipment.~~
- ~~(15) Water quality, supervision and cleaning.~~
- ~~(16) Operation.~~

Section 360.06 of the Saint Paul Legislative Code is hereby amended to read as follows:

Sec. 360.06. - Regulations to be promulgated.

The department of safety and inspections is authorized to promulgate regulations in connection with the operation and maintenance of public swimming pools for the protection and promotion of public health and safety. The inspector from the department of safety and inspections shall perform inspections at reasonable hours to ensure compliance. ~~Every public swimming pool shall be operated under the close supervision of a designated operator. Every designated operator shall be required to obtain a certificate of competency issued by the department of safety and inspections upon successfully completing a swimming pool operator's training course offered by the department of safety and inspections, for which said department may charge a reasonable fee, or any other swimming pool course approved by the department of safety and inspections.~~

Section 360.07 of the Saint Paul Legislative Code is hereby amended to read as follows:

~~Sec. 360.07. - Health and safety.~~

~~(a) Communicable diseases. No person having a communicable disease shall be employed or work at a public swimming pool. All patrons or swimmers suspected of having an infectious disease shall be excluded.~~

~~(b) Safety; lifeguards. Appropriate facilities shall be provided for the safety of bathers as may be required by the department of safety and inspections. Competent lifeguards shall be on duty during all swimming periods when so ordered by the director of the department of safety and inspections or when a use fee is charged.~~

~~(c) Supervision. Every swimming pool shall be under the supervision of a capable individual who shall assume the responsibility for compliance with all parts of this chapter relating to pool operation and maintenance.~~

~~(d) Access. When the swimming pool is not open for use, access to such pool shall be prevented, and such prevention shall be the responsibility of the owner or his agent.~~

~~(e) Emergency instructions. Instructions regarding emergency calls shall be posted in a conspicuous place in the pool area.~~

~~(f) Maximum load. Not more than the maximum design bather load shall be permitted in the swimming pool at any one time.~~

Sec. 360.0807. - Inspection.

The department of safety and inspections is authorized to conduct such inspections as it deems necessary to ensure compliance with all provisions of this chapter and shall have the right of entry at any reasonable hour to the swimming pool for this purpose.

Section 360.08 of the Saint Paul Legislative Code is hereby amended to read as follows:

Sec. 360.1008. - Licenses not transferable.

Licenses issued pursuant to this chapter are not transferable.

Section 360.09 of the Saint Paul Legislative Code is hereby amended to read as follows:

Sec. 360.09. -- Operation.

~~(a) Records. The operator of each pool shall keep a daily record of information regarding operation, including disinfectant residuals, pH, maintenance procedure, recirculation, together with the other data as may be required on forms furnished by the department of safety and inspections. These data shall be kept on file by the operator for six (6) months for review by said department or submitted periodically to the department as may be required by the director of the department of safety and inspections. Pool water samples shall be submitted to the department as required by the aforesaid director.~~

~~(b) Maintenance. The pumps, filter, disinfectant and chemical feeders, and related appurtenances, shall be kept in operation at all times the swimming pool is in use and for such additional periods as needed to keep the pool water clear and of satisfactory bacterial quality. Continuous operation of the recirculation system shall be maintained in every swimming pool during seasons of regular use.~~

Sec. 360.1109. - Reissuance after revocation.

Reapplication may be made following a license revocation, and upon presentation of evidence that the deficiencies causing revocation have been corrected, the inspector may reissue the license.

SECTION 2

This Ordinance shall take effect and be in force thirty (30) days following its passage, approval and publication.

