

COMMISSION ORDER NUMBER: _____

A COMMISSION ORDER ESTABLISHING THE MINIMUM REGULATIONS GOVERNING THE DESIGN, INSTALLATION AND CONSTRUCTION OF SWIMMING POOLS AND SPAS, BY PROVIDING REASONABLE SAFEGUARDS TO PROTECT THE PUBLIC HEALTH AND SAFETY AGAINST THE HAZARDS OF INADEQUATE, DEFECTIVE OR UNSAFE MECHANICAL SYSTEMS AND INSTALLATIONS; KNOWN AS THE SWIMMING POOL AND SPA CODE OF BOONE COUNTY, MISSOURI.

BE IT ORDAINED BY THE COUNTY COMMISSION OF BOONE COUNTY, MISSOURI, AS FOLLOWS:

SECTION 1. ADOPTION OF THE SWIMMING POOL AND SPA CODE:

That a certain document, one (1) copy of which is on file in the office of Building Official of the Boone County Department of Resource Management being marked and designated as "International Swimming Pool and Spa Code / 2018", as published by the International Code Council, Inc., be and is hereby adopted as the Swimming Pool and Spa Code of Boone County, Missouri for the control of swimming pools, spas and related structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of "The International Swimming Pool and Spa Code/2018", are hereby referred to, adopted and made part hereof, as is more fully set out in this Ordinance, with the additions, insertions, deletions and changes as hereinafter prescribed.

SECTION 2. JURISDICTIONAL TITLE.

100.1 Wherever (name of jurisdiction) appears in this code, it shall read "County of Boone, Missouri".

100.1.1 Wherever "Department of Building Safety" appears in this code, it shall read "Department of Resource Management of Boone County, Missouri".

100.1.2 Wherever "Chief Appointing Authority of the Jurisdiction" appears in this Code, it shall read "Boone County Commission of Boone County, Missouri".

SECTION 3. AMENDMENTS TO THE INTERNATIONAL SWIMMING POOL AND SPA CODE/2018:

The International Swimming Pool and Spa Code/2018 is amended by additions, deletions and changes, including the changing of Articles, Sections, Sub-sections and Subsection titles, and the addition of new Sections and new Sub-sections reads as follows:

SECTION 103 DEPARTMENT OF BUILDING SAFETY. Delete.

SECTION 103 RESOURCE MANAGEMENT DEPARTMENT

103.1 Enforcement Agency. The Resource Management Department previously created by the Boone County Commission is the enforcement agency for this code. The Director of Resource Management

shall be known as the building official. The building official is hereby authorized and directed to administer and enforce all provisions of this code.

103.2 Appointment. The Director of Resource Management shall be appointed by the Boone County Commission.

103.3 Deputies. In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the Boone County Commission, the Director of Resource Management shall have the authority to appoint a deputy building official, any related technical officers, inspectors, plan examiners and other employees. Such employees shall have the powers as delegated by the building official.

105.3.1 Construction Documents. Add exception: Pools or spas exempt from these requirements are as follows:

- a. Intended to serve a single One-Family dwelling.
- b. Intended to serve a single Two-Family dwelling.

105.6 Fee schedule. The fees shall be as approved by the Boone County Commission.

105.6.3 Delete in its entirety.

Add:

105.6.3 Fee Refunds: 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. When no work has been done, the permit fee, less a processing fee of 25% of the original fee may be refunded to the original permittee.

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 fee was paid.

107.4 Delete in its entirety. Insert: 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 swimming pool or spa system in violation of an approved plan or directive of the building official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a misdemeanor, punishable as provided by law. Each day that a violation continues shall be deemed a separate offense.

107.5 Delete last sentence. Insert: Any person who shall continue any work on the system 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 guilty of a misdemeanor, punishable as provided by law. Each day that a violation continues shall be deemed a separate offense.

108.2 Delete in its entirety.

Add:

108.2 Membership of the board: The board of appeals as established in Section 113.1 of the International Building Code / 2018 shall serve as the board of appeals for the International Swimming Pool and Spa Code.

108.2.1 Delete in its entirety.

108.2.2 Delete in its entirety.

108.2.3 Delete in its entirety.

108.2.4 Delete in its entirety.

108.2.5 Delete in its entirety.

108.2.6 Delete in its entirety.

108.3 Delete in its entirety.

108.4 Delete in its entirety.

108.4.1 Delete in its entirety.

108.5 Delete in its entirety.

108.6 Delete in its entirety.

109.6.1 Delete in its entirety.

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