

# Residential Swimming Pool, Spa And Hot Tub Safety Act

## Notice of Requirements

I (we) acknowledge that a new swimming pool, spa or hot tub will be constructed or installed at \_\_\_\_\_ (print street address), and hereby affirm that the following method(s) will be used to meet the requirements of Chapter 515, Florida Statutes.

### Please Initial All That Apply

**\*\* CHECK 1, 2, OR 3.**

1. \_\_\_\_\_ The pool will be isolated from access to the home by an enclosure that meets the pool barrier requirements of Florida Statute 515.29 and Florida Building Code 454.2.17.1.15/ R4501.17.1.15 (i.e. child barrier fence.)

~ OR ~

2. \_\_\_\_\_ The pool will be equipped with an approved safety pool cover that complies with ASTM F1346 (Standard Performance Specifications for Safety Covers for Swimming Pools Spas and Hot Tub.)

~ OR ~

3. \_\_\_\_\_ The pool will be protected by a yard fence a minimum height of 48" with an out-swing gate and gate latches with a self-closing, self-catching device and a release mechanism (latch) placed no lower than 54" from bottom of gate compliant with FBC 454.2.17.1/ R4501.17.1.1 AND

All door and windows providing direct access from the home to the pool will be equipped with an exit alarm that has a minimum sound pressure rating of 85 decibels at 10 feet.

I understand that not having one of the above installed at the time of final inspection or when the pool is complete for contract purposes, will constitute a violation of Chapter 515 F.S., and will be considered as committing a misdemeanor of the second degree, punishable by fines up to \$ 500.00 and/or up to 60 days in jail as established in Chapter 775, F.S.

\_\_\_\_\_  
Contractor's Signature

Date \_\_\_\_\_

\_\_\_\_\_  
Owners Signature

\_\_\_\_\_  
Contractor's Name (please print)

Date \_\_\_\_\_

\_\_\_\_\_  
Owners Name (please print)

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phon device shall be installed to provide a positive means of retaining water in the heater when the pump is not in operation.

**454.2.14.3 Pit drainage.** When the heater is installed in a pit, the pit shall be provided with approved drainage facilities.

**454.2.14.4 Connections.** All water heating equipment shall be installed with flanges or union connection adjacent to the heater.

**454.2.14.5 Relief valve.** When water heating equipment which is installed in a closed system has a valve between the appliance and the pool, a pressure relief valve shall be installed on the discharge side of the water heating equipment. For units up to and including 200,000 Btu/hour input, the relief valve shall be rated by the American Gas Association.

**454.2.15 Gas piping.** Gas piping shall comply with the *Florida Building Code, Fuel Gas*.

**454.2.16 Electrical.** Electrical wiring and equipment shall comply with Chapter 27 of this code

**454.2.17 Residential swimming barrier requirement.** Residential swimming pools shall comply with Sections 454.2.17.1 through 454.2.17.3.

**Exception:** A swimming pool with an approved safety pool cover complying with ASTM F 1346.

**454.2.17.1 Outdoor swimming pools.** Outdoor swimming pools shall be provided with a barrier complying with Sections 454.2.17.1.1 through 454.2.17.1.14.

**454.2.17.1.1** The top of the barrier shall be at least 48 inches (1219 mm) above grade measured on the side of the barrier which faces away from the swimming pool. The maximum vertical clearance between grade and the bottom of the barrier shall be 2 inches (51 mm) measured on the side of the barrier which faces away from the swimming pool. Where the top of the pool structure is above grade the barrier may be at ground level or mounted on top of the pool structure. Where the barrier is mounted on top of the pool structure, the maximum vertical clearance between the top of the pool structure and the bottom of the barrier shall be 4 inches (102 mm).

**454.2.17.1.2** The barrier may not have any gaps, openings, indentations, protrusions, or structural components that could allow a young child to crawl under, squeeze through, or climb over the barrier as herein described below. One end of a removable child barrier shall not be removable without the aid of tools. Openings in any barrier shall not allow passage of a 4-inch-diameter (102 mm) sphere.

**454.2.17.1.3** Solid barriers which do not have openings shall not contain indentations or protrusions except for normal construction tolerances and tooled masonry joints.

**454.2.17.1.4** Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is less

than 45 inches (1143 mm), the horizontal members shall be located on the swimming pool side of the fence. Spacing between vertical members shall not exceed  $1\frac{3}{4}$  inches (44 mm) in width. Where there are decorative cutouts within vertical members, spacing within the cutouts shall not exceed  $1\frac{3}{4}$  inches (44 mm) in width.

**454.2.17.1.5** Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is 45 inches (1143 mm) or more, spacing between vertical members shall not exceed 4 inches (102 mm). Where there are decorative cutouts within vertical members, spacing within the cutouts shall not exceed  $1\frac{3}{4}$  inches (44 mm) in width.

**454.2.17.1.6** Maximum mesh size for chain link fences shall be a  $2\frac{1}{4}$ -inch (57 mm) square unless the fence is provided with slats fastened at the top or bottom which reduce the openings to no more than  $1\frac{3}{4}$  inches (44 mm).

**454.2.17.1.7** Where the barrier is composed of diagonal members, the maximum opening formed by the diagonal members shall be no more than  $1\frac{3}{4}$  inches (44 mm).

**454.2.17.1.8** Access gates, when provided, shall be self-closing and shall comply with the requirements of Sections 454.2.17.1.1 through 454.2.17.1.7 and shall be equipped with a self-latching locking device located on the pool side of the gate. Where the device release is located no less than 54 inches (1372 mm) from the bottom of the gate, the device release mechanism may be located on either side of the gate and so placed that it cannot be reached by a young child over the top or through any opening or gap from the outside. Gates that provide access to the swimming pool must open outward away from the pool. The gates and barrier shall have no opening greater than  $\frac{1}{2}$  inch (12.7 mm) within 18 inches (457 mm) of the release mechanism.

**454.2.17.1.9** Where a wall of a dwelling serves as part of the barrier, one of the following shall apply:

1. All doors and windows providing direct access from the home to the pool shall be equipped with an exit alarm complying with UL 2017 that has a minimum sound pressure rating of 85 dBA at 10 feet (3048 mm). Any deactivation switch shall be located at least 54 inches (1372 mm) above the threshold of the access. Separate alarms are not required for each door or window if sensors wired to a central alarm sound when contact is broken at any opening.

**Exceptions:**

- a. Screened or protected windows having a bottom sill height of 48 inches (1219 mm) or more measured from the