

March 22, 1995
95-072swm (LS:ac)

Introduced By: Christopher Vance

Proposed No.: 95-072

ORDINANCE NO. **11797**

AN ORDINANCE relating to swimming pools;
extending the fencing requirement to
prefabricated swimming pools or the
implementation of alternative safety
measures; amending Resolution 21284,
Section 2 and K.C.C. 16.70.020; and
amending Resolution 21284 (part) and
K.C.C. 16.70.060; all as amended

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

NEW SECTION - SECTION 1. There is added to K.C.C. 16.70 a new section to
read as follows:

Prefabricated pools. For an above ground, prefabricated pool greater than two feet in
depth, the owner or possessor of real property as described in K.C.C. 16.70.020 shall:

1. Erect a solid structure or fence which meets the requirements of K.C.C. 16.70.020;

or

2. Erect a fence or barrier of substantial construction on top of the pool structure in
such a manner as to render the total height of such fence, including the pool wall, at least five
feet; or

3. Equip the pool with a power or manual safety cover which complies with standards
set forth in American Society for Testing and Materials (ASTM) F1346 - 1991; or

4. Use other means of protection, as approved by the building official, if such means
are not less protective than that afforded by any of the means listed in this section.

SECTION 2. Resolution 21284, Section 3 and K.C.C. 16.70.030 are hereby amended
to read as follows:

Submission of plans prior to construction - Inspection and approval of pool - Use
before approval constitutes violation. Plans for swimming pools to be constructed shall be
submitted to the ~~((building and land development division))~~ Department of Development and

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Environmental Services, and shall show on their face the form of proposed compliance with the requirements of this chapter and the final inspection and approval of all pools hereafter constructed shall be withheld until all requirements of this chapter have been complied with. Use of the swimming pool before final inspection and approval constitutes a violation of this chapter.

SECTION 3. Resolution 21284, Section 5 and K.C.C. 16.70.050 are hereby amended to read as follows:

Conformance of existing pools - Time limit for compliance with code - Failure to comply. Swimming pools of a type subject to ~~((the provisions of this chapter))~~ K.C.C. 16.70.020 which were in existence on June 6, 1960 but which swimming pools do not possess the safety features required herein shall, within a period of not to exceed six months from June 6, 1960, be brought into conformity with the provisions and requirements of this chapter. Swimming pools not brought into conformity within the period of time herein stipulated are declared to be a public nuisance and a public hazard, and the owner of the premises upon which such pools exist shall be subject to the penalties prescribed herein.

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SECTION 4. Resolution 21284 (part), as amended, and K.C.C. 16.70.060, are hereby

amended to read as follows:

Enforcement. The director of the department of (~~planning and community-
development~~) Development and Environmental Services is authorized to enforce the provisions of this chapter, the ordinances and resolutions codified in it, and any rules and regulations promulgated thereunder pursuant to the enforcement and penalty provisions of Title 23.

INTRODUCED AND READ for the first time this 6th day of

February, 1995

PASSED by a vote of 13 to 0 this 22nd day of May,
1995.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Kent Pullen
Chair

ATTEST:

Jane Masur
Deputy Clerk of the Council

APPROVED this 1st day of June, 1995

Gary Loder
King County Executive

Attachments:
ASTM F1346-1991