



# BROWARD COUNTY BOARD OF RULES AND APPEALS

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[broward.org/CodeAppeals](http://broward.org/CodeAppeals)

## FBC 7<sup>th</sup> EDITION (2020) FORMAL INTERPRETATION (#22)

**DATE:** July 9, 2020  
**TO:** All Building Officials  
**FROM:** James DiPietro, Administrative Director  
**SUBJECT:** Swimming Pool Safety Inspections

### 2020 Voting Members

#### **Chair**

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P.E., S.I., SECB, F.ASCE, F.SEI  
Structural Engineer

#### **Vice-Chair**

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Electrical Engineer

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Roofing Contractor  
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General Contractor  
Mr. Daniel Rourke  
Master Plumber  
Mr. Gregg D'Atile,  
Mechanical Contractor  
Mr. Ron Burr  
Swimming Pool Contractor  
Mr. John Sims,  
Master Electrician  
Mr. Dennis A. Ulmer  
Consumer Advocate  
Mr. Abbas H. Zackria, CSI  
Architect  
Mr. Robert A. Kamm, P.E.  
Mechanical Engineer

#### **Vacant**

Representative Disabled Community  
Mr. Sergio Pellecer  
Fire Service Professional

### 2020 Alternate Board Members

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Architect  
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Electrical Engineer  
Mr. James Terry,  
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Mr. David Tringo,  
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#### **Board Attorney**

Charles M. Kramer, Esq.

#### **Board Administrative Director**

James DiPietro

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The Residential Swimming Pool Safety Act, Chapter 515 of the Florida Statutes requires minimum safety requirements for all newly constructed swimming pools. Florida Statute 515.27 for residential swimming pools has a list of required safety options of which one is to be chosen from. Section 515.29 (1)(a) through (e) requires a selection of safety options to safely protect someone from drowning when an unauthorized person enters the pool. The statute does not state who would enforce this law, only that it must be done. Chapter One of the Broward County Florida Building Code Section 110.3, A (Building) #26 states that the child barrier be inspected prior to the pool being filled with water. It is clear that section 110.3, A #26, (3) states that the child barrier inspection is to be carried out by the Structural Inspector. The section then states that the pool is to be filled with water after the Final Electrical Inspection. The final pool inspection is to be carried out only by the Structural Inspector.

A Joint Electrical/Structural Committee Meeting conducted on September 9<sup>th</sup>, 2019 to discuss the above issue. Both Electrical and Structural Committee members voted in favor of the Florida building code as it is written.

#### ***Formal Interpretation:***

All Swimming Pool Safety Act Inspections shall be performed by BORA Certified Structural Inspectors per section FBC Section 110.3, A, #26.

EFFECTIVE DATE: November 14, 2019  
RE-ISSUED DATE: July 9, 2020  
EFFECTIVE DATE: December 31, 2020  
REVISED DATE: January 14, 2021

\*\*\* PLEASE POST AT YOUR PERMIT COUNTER \*\*\*