



BROWARD COUNTY BOARD OF RULES AND APPEALS

FBC 8TH EDITION (2023) FORMAL INTERPRETATION (#22)

1 N. University Drive, Suite 3500B
Plantation, Florida 33324

Phone: 954-765-4500
Email: rulesboard@broward.org
www.broward.org/CodeAppeals

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Board Attorney
Charles M. Kramer, Esq.

Board Administrative Director
Dr. Ana Barbosa

— Established 1971 —

DATE: October 12, 2023
TO: All Building Officials
FROM: Dr. Ana Barbosa, Administrative Director 
SUBJECT: Swimming Pool Safety Inspections

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 from which one is to be chosen. 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 was conducted on September 9, 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

EFFECTIVE DATE: December 31, 2023

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