

**Ordinance no. \_\_\_\_\_**

**WHEREAS**, in the 2018 Edition of the International Swimming Pool and Spa Code, the requirement for fencing is waived, if they have a lockable safety cover; and

**WHEREAS**, the Planning and Development Director and Building Official of the City of Cartersville request that the Mayor and City Council modify the requirement of the 2018 Edition of the International Swimming Pool and Spa Code, to require fencing due to the fact that individuals may not always close the pool covers when they are not present, and the fact that swimming pools are an attraction nuisance to children, which unfortunately, if not supervised, can lead to drowning; and

**WHEREAS**, it is requested that this Ordinance be sent to the Department of Community Affairs for their review, prior to the consideration of the Mayor and City Council; and

**WHEREAS**, this Ordinance was sent to the Department of Community Affairs on the 4th day of September 2020, and comments were received back on the 8th day of October, 2020, and the Department of Community Affairs had no comment to the adoption thereof.

Now be it and it is hereby ORDAINED by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES. CHAPTER 6. Buildings and Building Regulations. Article VIII. Swimming Pools. Section 6-161. Adopted, and Section 6-162. Same-Insertions, deletions and changes is hereby amended by deleting said Section 6-161 and Section 6-162 in its entirety and replacing it with the following:

1.

Sec. 6-161. - Standard Swimming Pool Code—Adopted.

The International Swimming Pool and Spa Code 2018 Edition, to adopt and enforce the latest edition, as adopted and amended by the Georgia Department of Community Affairs.

Sec. 6-162. - Same—Insertions, deletions and changes.

(a) In the International Swimming Pool and Spa Code, 2018 Edition, the words "building department" shall mean the planning and development department.

(b) That SECTION 305. BARRIER REQUIREMENTS. Section 305.1 of the International Swimming Pool and Spa Code, 2018 Edition is hereby amended by deleting the exception for swimming pools, the amended Section 305.1 shall be as follows:

305.1 General. The provisions of this section shall apply to the design of barriers for restricting entry into areas having pools and spas. Where spas or hot tubs are equipped with a lockable safety cover complying with ASTM F1346, the areas where those spas or hot tubs are located shall not be required to comply with Sections 305.2 through 305.7.

2.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: \_\_\_\_\_  
SECOND READING: \_\_\_\_\_

\_\_\_\_\_  
MATTHEW J. SANTINI, MAYOR

ATTEST: \_\_\_\_\_  
JULIA DRAKE, CITY CLERK