

1 **BILL NO. 2011-16**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO ADOPT BY REFERENCE THE 2009 EDITION OF THE SOUTHERN
4 NEVADA POOL CODE, AND TO PROVIDE FOR OTHER RELATED MATTERS.

5 Sponsored by: Councilman Steven D. Ross

Summary: Adopts the 2009 Edition of the
Southern Nevada Pool Code.

7 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
8 AS FOLLOWS:

9 SECTION 1: Title 16, Chapter 30, Section 10, of the Municipal Code of the City of
10 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11 **16.30.010:** That certain document entitled ["2006 Southern Nevada Pool Code,"] "2009 Southern
12 Nevada Pool Code," three copies of which are on file in the Office of the City Clerk, is adopted by
13 reference and made a part of this Code, to the same effect as if set out herein in full.

14 SECTION 2: The 2009 Southern Nevada Pool Code, a copy of which is attached to
15 this Ordinance, shall supersede and replace the 2006 Southern Nevada Pool Code, as well as the
16 provisions of that certain document entitled "City of Las Vegas Swimming Pool/Spa Code, 1992
17 Edition."

18 SECTION 3: The 2009 Southern Nevada Pool Code referred to in Sections 1 and 2
19 of this Ordinance is hereby amended as set forth in Sections 4 and 5 of this Ordinance.

20 SECTION 4: Section 101.3 is hereby amended by adding to the list of exceptions a
21 new Exception (D), reading as follows:

22 (D) Non-permanently installed pools, except to the extent that the Building Official
23 determines that one or more provisions of Chapter 8 shall apply to particular pools or types of pools.

24 SECTION 5: Section 804.0 is hereby amended by amending Exceptions 2 and 3
25 within that Section to read as follows, with new material indicated by underlining:

26 **Exception 2:** An alarm permanently installed on all openings in the dwelling unit that provide direct
27 access to the pool or spa. Openings to include doors; operable windows with a sill height of forty-eight
28 (48) inches or less; and pet doors allowing the passage of a sphere of four (4) inches (102 mm) in

1 diameter. The alarm shall be listed to meet UL Standard 2017 for Residential Water Hazard Entrance
2 Alarms. The alarm shall sound continuously for a minimum of thirty (30) seconds within seven (7)
3 seconds after the door is opened, and be a minimum of capable of providing 85 dB when measured
4 indoors at ten (10) feet (3.05 m) (10'). The alarm shall automatically reset under all conditions. The
5 alarm shall be equipped with a manual means, such as a touch pad or switch, to temporarily deactivate
6 the alarm for a single opening. The deactivation switch shall be located at least fifty-four (54) inches
7 (1372 mm) (54") above the threshold of the door.

8 **Exception 3:** A laser or light beam activation alarm, permanently installed, that either provides an
9 active beam barrier across the access to the pool from the dwelling unit or is installed around the entire
10 perimeter of the pool. The laser or light beam must have an adjustable height capability and sound an
11 alarm of at least eighty-five (85) dB both inside and outside of the home when the beam is crossed.
12 The alarm must automatically reset after alarming. The alarm shall meet ASTM's Provisional
13 Standard Specifications for Pool Alarms (PS 128-01) and be listed.

14 SECTION 6: The provisions of the City's Administrative Code shall govern
15 procedural and administrative matters related to the enforcement and application of the 2009 Southern
16 Nevada Pool Code.

17 SECTION 7: This Ordinance shall become effective on July 5, 2011.

18 SECTION 8: If any section, subsection, subdivision, paragraph, sentence, clause or
19 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
20 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
21 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
22 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
23 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
24 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
25 invalid or ineffective.

26 SECTION 9: Whenever in this ordinance any act is prohibited or is made or declared
27 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
28 required or the failure to do any act is made or declared to be unlawful or an offense or a

1 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
2 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
3 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
4 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

5 SECTION 10: All ordinances or parts of ordinances or sections, subsections, phrases,
6 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
7 1983 Edition, in conflict herewith are hereby repealed.

8 PASSED, ADOPTED and APPROVED this _____ day of _____, 2011.

9 APPROVED:

10
11 By _____
OSCAR B. GOODMAN, Mayor

12 ATTEST:

13 _____
14 BEVERLY K. BRIDGES, MMC
City Clerk

15 APPROVED AS TO FORM:

16 Val Steel 2-16-11
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of ____, 2011, and referred to the following committee composed of
3 ____ and ____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 ____, 2011, which was a ____ meeting of said Council; that at said
6 ____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

11

12 APPROVED:

13

14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:

16

17 BEVERLY K. BRIDGES, MMC
City Clerk

18

19

20

21

22

23

24

25

26

27

28