

ORDINANCE NO. 1231

AN ORDINANCE OF THE CITY OF LAS VEGAS DELEGATING TO THE CLARK COUNTY JOINT BOARD OF HEALTH SUPERVISION OVER THE MAINTENANCE, SANITATION, CLEANLINESS AND SAFETY OF SWIMMING POOLS IN THE CITY OF LAS VEGAS; PROVIDING FOR REGISTRATION OF ALL PERSONS ENGAGED IN SWIMMING POOL MAINTENANCE, DEFINING TERMS, SETTING QUALIFICATIONS FOR MAINTENANCE, SERVICE, AND PROVIDING PENALTIES.

THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS DOES ORDAIN AS FOLLOWS:

SECTION I. The Clark County Joint Board of Health is hereby designated and shall henceforth have supervision over the maintenance, sanitation, cleanliness and safety of swimming pools within the City of Las Vegas, and is hereby empowered to make and enforce such rules and regulations pertaining to the maintenance, sanitation, cleanliness and safety of swimming pools as it shall deem necessary to carry out the provisions of Sections II through VI of this ordinance.

SECTION II. Definitions:

Swimming Pool - shall include all artificial or semi-artificial bodies of water or pools used or intended for swimming or bathing purposes.

Swimming Pool Agency - shall mean any licensed company engaged in the business of maintaining or servicing swimming pools. The swimming pool agency must employ at least one or more swimming pool service technicians and in addition to the technicians may employ swimming pool technician apprentices.

Swimming Pool Service Technician - shall mean any person who commercially engages in the business of treating swimming pool water, cleaning filters, maintaining all such pools or facilities and appurtenances thereof, or who similarly commercially services all such artificial pools as authorized and limited in the rules and regulations of the Clark County Joint Board of Health.

Swimming Pool Service Technician Apprentice - shall mean any person working under the supervision of a Swimming Pool Service Technician performing any such swimming pool service work as authorized and limited in the rules and regulations of the Clark County Joint Board of Health.

SECTION III. Swimming Pool Maintenance Service Registration Qualifications:

(a) No person shall commercially engage in the business of maintaining swimming pool water, filters, chlorinators or otherwise servicing any public or private

swimming pool unless he shall have first registered with the Clark County Health Officer, and shall have proven to the satisfaction of the Clark County Health Officer that he is competent to do so in a sanitary, safe and healthful manner.

(b) No person shall perform the work of a Swimming Pool Service Technician or a Swimming Pool Service Technician Apprentice unless he has been certified by the Clark County Health Officer as being qualified to perform such work and has a valid Registration Certificate issued by said Health Office as evidence thereof.

(c) The Clark County Health Officer shall periodically conduct examinations, pursuant to rules and regulations established by the Board of Health to determine the qualifications of any person seeking to engage in the business of swimming pool maintenance. Such examinations may be in the form of written or performance tests or both.

(d) Swimming Pool Service Technicians or Swimming Pool Service Technician Apprentices employed by a Swimming Pool Service Agency or Swimming Pool Service Technician shall register with the Health Officer when first so employed.

SECTION IV. The Clark County Joint Board of Health shall, by rules or regulations, establish reasonable, minimum qualifications of applicants and requirements governing the application for issuance, suspension and revocation of such registration certificate. Such rules and regulations shall be limited and designed to protect, preserve and safeguard the public health and safety with respect to the use and maintenance of swimming pools.

Prior to the establishment of any rules and regulations the Clark County Joint Board of Health shall give notice for at least five (5) days in three public places within the City of Las Vegas, County of Clark, Nevada, of its intention to adopt rules and regulations and shall hold a public hearing on said rules and regulations in accordance to said notice. Upon the adoption of said rules and regulations, the Clark County Joint Board of Health shall furnish to the City of Las Vegas sufficient copies of rules and regulations to be distributed to all interested persons. Copies shall be available at the office of the Clark County Board of Health. At all times at least three copies of the latest rules and regulations shall be on file with the Clerk of the City and each shall indicate the time and hearing upon which each of said rules and regulations were adopted.

SECTION V. The requirements of this ordinance and any rules and regulations of the Clark County Department of Health shall not apply to licensed contractors engaged in the construction of swimming pools and shall not apply to licensed contractors engaged in work normally associated with a major renovation of swimming pools or facilities.

SECTION VI. Compliance: All existing pool service agencies, swimming pool service technicians and swimming pool service technician apprentices shall comply with the requirements of this ordinance within sixty (60) days of adoption.

SECTION VII. Penalties:

1. Any person, firm or corporation, whether as principal or agent, or employer or employee, who violates any of the provisions of Sections II through VI, inclusive, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than \$500.00, or by imprisonment up to six months, or both.

2. Each day that conditions or actions in violation of Sections II to VI, inclusive, shall continue shall be deemed to be a separate and distinct offense.

SECTION VIII. If any Section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this ordinance.

PASSED, ADOPTED AND APPROVED this 16th day of February, 1966.

ATTEST:

Edwina M. Cole
EDWINA M. COLE, City Clerk

Oran K. Gragson
ORAN K. GRAGSON, MAYOR

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 19th day of January, 1966, and referred to the following committee composed of Commissioners Whipple and Fountain for recommendation; thereafter the said committee reported favorably on said ordinance on the 16th day of February, 1966, which was a regular meeting of said Board; that at said regular meeting the proposed ordinance was read by title to the Board of Commissioners as first introduced and adopted by the following vote:

VOTING "AYE": Commissioners Whipple, Fountain, Mirabelli, Stewart and Mayor Gragson

VOTING "NAY": None ABSENT: None

ATTEST:

Edwina M. Cole
EDWINA M. COLE, City Clerk

APPROVED:

Oran K. Gragson
ORAN K. GRAGSON, MAYOR

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, }
COUNTY OF CLARK } ss.

Charles M. Blair

, being first duly sworn,

deposes and says: That he is Foreman of the
LAS VEGAS SUN, a daily newspaper of general circulation, printed and published
at Las Vegas, in the County of Clark, State of Nevada, and that the attached was
continuously published in said newspaper for a period of

2 times in 1 week

from February 19, 1966 to February 26, 1966

inclusive, being the issues of said newspaper for the following dates, to-wit:

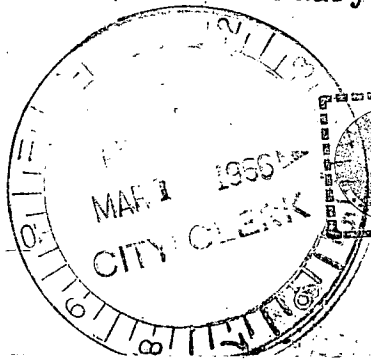
February 19, 26, 1966

That said newspaper was regularly issued and circulated on each of the dates
above named.

Signed

Charles M. Blair

Subscribed and sworn to before me this 28th
day of February, 1966.



Barbara J. Greenspan

Notary Public in and for Clark County, Nevada

BARBARA J. GREENSPAN

Notary Public - State of Nevada

My Commission Expires Mar. 14, 1968

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PASSED, ADOPTED AND APPROVED this 16th day of February, 1966.

/s/ ORAN K. GRAGSON,
Mayor.

ATTEST:
/s/ EDWINA M. COLE, City Clerk.
(SEAL)

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VOTING "AYE": Commissioners Whipple, Fountain, Mirabelli, Stewart and Mayor Gragson.

VOTING "NAY": None. ABSENT: None.

APPROVED:
/s/ ORAN K. GRAGSON,
Mayor.

ATTEST:
/s/ EDWINA M. COLE, City Clerk.
Pub. Feb. 19, 26, 1966