



City of Anaheim
PLANNING DEPARTMENT
Building Division

May 3, 2010

Ms. Karen Morgan Newe, REHS Program Manager
County of Orange, Health Care Agency
1241 E. Dyer Road, S-120
Santa Ana, CA 92705-5611

Subject: Public Swimming Pools

Dear Ms. Morgan Newe:

It was great being able to meet with both you and the County Health Department regarding pool regulations. The review of State Code and the Building Code is to gain a better understanding the goals of both the Building Code and the Health Department to identify the roles of both agencies which will be responsible for enforcing the regulations.

As discussed, the Matrix Table, Chapter 12.02 of the Building Code (CBC) assign County Health Department jurisdiction over public swimming pools. Additionally, Section 12.02.010 designate the building official as the enforcing authority for all structures and any appurtenances. This also includes energy, and disabled access. It was agreed that the County Health Department will enforce health department establishments, both building and health department establishments.

In summary, County Health enforces every regulation. The scope of enforcement will be limited to only those regulations that cover code requirements which would otherwise be the responsibility of the Building Department. There will be some overlapping jurisdiction between the building department to review and inspect public pools beyond those expressly covered in 31-B.

Please let me know if this accurately reflects the agreement. I am free to add or clarify as desired. Thank you for your cooperation with public pools with me.

Sincerely,

Scott R. Fazekas, AIA, NCARB, CBO, LEED AP
Building Official

C: Lorri Gonzalez, Acting Building Official

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Subject: Public Swimming Pools

Dear Ms. Morgan Newe:

It was great being able to meet with both you and Michael to discuss public swimming pool regulations. The review of State Codes and regulatory authority was beneficial and understanding the goals of both the Building Department and County Health allowed us to identify the roles of both agencies which will best serve the community.

As discussed, the Matrix Table, Chapter 31-B and Section 107 of the California Building Code (CBC) assign County Health as the enforcement authority for public swimming pools. Additionally, Section 101.3 and Appendix 103.1 of the CBC designate the building official as the enforcement authority for all buildings and structures and any appurtenances. This also includes plumbing, mechanical, electrical, energy, and disabled access. It was agreed that, similar to enforcement of food service establishments, both building and health departments have jurisdiction.

In summary, County Health enforces everything listed in Chapter 31-B, however, the scope of enforcement will be limited to only 31-B provisions and is not intended to cover code requirements which would otherwise be regulated by the California Codes. There will be some overlapping jurisdiction and County Health does want the local building department to review and inspect for all applicable technical code provisions beyond those expressly covered in 31-B.

Please let me know if this accurately reflects your understanding of our meeting. Feel free to add or clarify as desired. Thank you again for taking time to meet and discuss public pools with me.

Sincerely,

Scott R. Fazekas, AIA, NCARB, CBO, LEED AP, CASp
Building Official

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