

2014 Public Swimming Pool Rule Review – October 14, 2014

List of Attendees

Tim Flury	Joe Harrod
Jerry Bingham	Paul Scaglione
Chip Hanawalt	Steve Truax
Chuck Kunsman	Chris Ashcraft
Brian Miller	Kelly Thiel
Amanda Sines	Charles Lambert
Tyler Pigman	Dustin Ratliff
Zach Skinner	Robert Romeyn
Michael Evans	Jim Bagent
Elissa James	Mary Clifton
Corey Schwab	Eric Roberts (phone)
Art Daniels (phone)	

Meeting called to order by Corey Schwab at 9:07a.m.

I. 3701-31-04/ Responsibilities of the licensee – Proposed Changes

a. Lifeguards

- i. (4) (b) (v) – Usage of 6,000 sq. ft. or more requires 2 lifeguards. (Language provided by Chuck Kunsman)
- ii. (4) (d) (i) – Pools with separate diving wells will require a lifeguard in addition to the lifeguard that is already required. (Language provided by Chuck K.)
 1. At minimum 1 guard; possibly more depending on the size of the pool.

b. Fecal Incident Response Recommendations for Pool Staff

- i. Appendix B Charts – Add language at the top of each chart “for existing pools only”, “refer back to section...”, or “for design criteria see...”

II. 3701-31-05/ Submission of plans prior to licensure – Proposed Changes

- a. Removal off (B) (1) – (6)
- b. Also will be making changes to special feature areas
 - i. Different fee for fence/deck replacements. Will be similar to an ERN but will include an inspection. The fee will be less. Reduction is to be determined.
- c. Will add another category to the fees.
- d. There will be changes to the inspection fees.
 - i. Trip fees will be adjusted for inspections occurring at one location.
 - ii. Trip fees are included in the first inspection. The travel cost/time will be removed from the second inspection. Reduction is to be determined.
 - iii. Will try to have figures for the next meeting.
 - iv. If committee has suggestions please submit them to Corey.

- e. **(C) (1), (2) & (3) - Change in language for the following:**
- i. Construction that changes the depth, shape or other basic design features of a public swimming pool in a manner that affects patron safety or the circulation systems design. Construction that adds a special feature, changes a deck, ,or changes the perimeter barrier;
 - ii. Complete replacement of the circulation system, as defined in paragraph (C) of rule 3701-31-01 of the Administrative Code.
 - iii. Installation of a diving board or diving stand, except for a replacement as provided in paragraph (B)(6)(bb)(vii) of rule 3701-31-04 of the Administrative Code; Adding a movable fulcrum, changing the length of a board, installing or moving a stand, or changing the basic design of a diving board or diving stand,
 1. **Adding a movable fulcrum, changing the length of a board, installing or moving a stand, or changing the basic design of a diving board or diving stand,** -
 - a. QUESTION: Why were these changes added?
 - b. ANSWER: They change the safety of the diving board.
 - iv. (04) (b) (6) (aa) (pg. 16) – Eliminate duplicate language in 04 to 05.
- f. **(D) (1), (2) & (5) – Plans, data sheets, and payments.** Electronic submission?
- i. Electronic submission - Each pool has to be entered separately. The maximum size for uploads is 15 mgs. Over that the file has to be zipped.
- g. (F) Add – **(17) Outlet covers. The required information including the certification of compliance.**
- h. (H) –Plan verification construction inspections. A person requesting a construction inspection shall contact the director. The director ~~or a licenser authorized by the director~~ shall have two working days from the time notification is received that a public swimming pool is ready for an inspection to verify the construction or alterations.
- ~~(1) — Number of inspections. Two or more~~ Inspections shall be conducted to verify that the construction or alterations are consistent with the approved plans. The inspections shall be conducted as follows:
- i. **Concern:** Why was this scratched out? “Two or more” is explained in (H) (1) (a).
 - ii. Committee is to give estimated cost that applies with rule to assist ODH with changing fees.

III. 3701-31-05.1 Design Criteria - Proposed Changes

- a. There were a few changes requested that Corey was not able to get them all into the rules.
- b. All headers will be taken out.

- c. (D) & (E) – Code reference added at the end of sentences.
- d. (E) (2) – Backwash and drainage sumps.
 - i. **Concern:** Commercial facilities that are discharging into the grass, etc., rather than into sewers.
 - ii. All discharge from pools need to go to an EPA approved source unless cartridge filtered.
 - iii. ODH will speak with individual LHD's.
 - iv. Check with the EPA and local municipalities for discharge requirements.
 - v. Pool operators must obtain a permit for their facility.
 - vi. **Suggestions:**
 - 1. Should the committee add an EPA code reference here?
 - 2. Can a link from the EPA be added into the rule here? Possibly add it as a supporting document?
 - 3. Please provide suggestions as how it should be reworded.
- e. **(F) (1) (iii) – Remove #3**
~~For special use pools between twenty four and thirty six inches in average depth, the turnover rate shall be at least every three hours.~~
 - i. **Concern:** This refers only to average water depth. If this is removed then there will be no rule for water depths between 24 and 36 inches.
 - ii. Not sure why this was proposed to be removed. Corey will look into.
- f. **(F) (1) (iv) – Changed wording**
 For special use pools of thirty-six inches **or more in** average depth, the turnover rate shall be at least every four hours. When less than twenty per cent of a public swimming pool's surface area is devoted to special feature use, the turnover rate shall be at least every **six** hours.
 - i. **Concern:** If you have at least a 4 hour turnover rate why go to six hours. This does not make sense.
- g. **(F) (5) & (6) – Add in the following sentence at the beginning of each rule.**
 - i. Filters shall be approved and listed by National Sanitation Foundation (NSF) or another organization that approves equipment used for public swimming pools.
- h. **(F) (7) - Automatic Chemical Controllers**
 - i. Add NSF listing language?
 - ii. Director has an approved list of chemical controllers. Corey reviewed to ensure all are NSF approved. Looking into having NSF stickers on controllers.
 - iii. **Question/Concern:** The rationality of the required orp vs. ppm on a controller.
- i. **(F) (8) – MAHC**
- j. **(F) (10),(11) & (11) (a) & (c) – Outlets & Outlet covers**
 - i. ANSI/ASME A112.19.8-2007 reference added. (Mark Wisener)

k. (F) (11) (f) – Changed language to better clarify

- i. Outlet covers located in any area of a public swimming pool with a water depth of twenty-four inches or less shall be a minimum of twelve inches by twelve inches in size.

l. (12) (f) – Outlet covers

- i. Added to 04(B)(4)(d) & 05(F)(17) – (Mark Wisener)

m. (G) (1) Water Depths – Language added

Public swimming pool. From the effective date of this rule, the minimum depth of a public swimming pool shall not be less than thirty-six inches (except for wading pools, zero depth entry areas, ramps less than six feet wide **and steps**).

n. (G) (3) – The maximum water depth shall be twenty-four inches.

- i. **Concern:** If not 4ft. tall where do you swim? This is not safe for children.
- ii. **Mary Clifton:** This is a safety issue. Should we allow but require a life guard?
- iii. **Concern:** There are sizing requirements for a lifeguard to be on duty. Hotels won't do it.
- iv. Committee will review data for 24-36 inch pool depths.
- v. See what other states are doing.
- vi. Mary will look into drowning data in Ohio before committee makes a decision.

o. (H) Depth markers

- i. Depth markers, etc. clarify where it needs to be measured.
- ii. (H) (1) (d) – Markers are not required on the walls but if they are installed they need to be adjacent to the one on the deck.

*Next meeting is scheduled for November 18, 2014 – 9am-12noon

Location is TBD

Please submit all changes to Corey.