

ORDINANCE NO. 7016

AN ORDINANCE AMENDING THE INTERNATIONAL CODE COUNCIL® 2015 INTERNATIONAL CODES® INTERNATIONAL SWIMMING POOL AND SPA CODE®, AS PUBLISHED, AND AS ADOPTED BY ORDINANCE NO. 6927, AND INCORPORATE SAID AMENDMENTS INTO THE SWIMMING POOL AND SPA CODE INTO TITLE V: BUILDING AND CONSTRUCTION OF THE MUNICIPAL CODE OF THE CITY OF ST. PETERS, MISSOURI

WHEREAS, on March 8, 2018, the Board of Aldermen of the City of St. Peters, Missouri, did hereby adopt the 2015 International Codes®/International Swimming Pool and Spa Code®, and by passage of Ordinance No. 6927, established a Swimming Pool and Spa Code to be incorporated into Title V of the Municipal Code of said City; and

WHEREAS, the Board of Aldermen of the City of St. Peters, Missouri, deems it to be in the best interest of the City and its citizenry, and pursuant to its general police powers and in order to promote the health, safety, and general welfare of its citizens, that it amend the Swimming Pool and Spa Code, as adopted, and to repeal Section 305 Barrier Requirements, Subsection 305.5 (3.) by deleting it in its entirety and enacting a new Subsection 305.5 (3.) in lieu thereof.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ST. PETERS, MISSOURI, AS FOLLOWS:

SECTION 1. The Board of Aldermen of the City of St. Peters, Missouri, does hereby amend the Swimming Pool and Spa Code of the City of St. Peters, as adopted by Ordinance No. 6927, by repealing Section 305 Barrier Requirements, Subsection 305.5 (3), and enacting a new Subsection 305.5 (3.) in lieu thereof, to wit:

Section 305.5

3. Where an above-ground pool structure is used as a barrier or where the barrier is mounted on top of the pool structure, and the means of access is a ladder or steps:
  - 3.1 The ladder or steps shall be capable of automatically being raised or secured with a release mechanism located 54 inches above the walking surface; or
  - 3.2 The ladder or steps shall be surrounded by a barrier which meets the requirements of Section 305.3. Any opening created shall not allow the passage of a 4-inch-diameter (102mm) sphere.

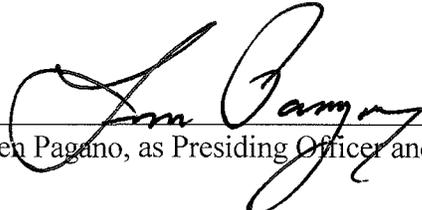
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SECTION 2. Severability Clause.

If any term, condition, or provision of this Ordinance or of the 2015 International Codes®/International Swimming Pool and Spa Code®, or if the Amendments to the 2015 International Codes®/International Swimming Pool and Spa Code®, shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 3. This Ordinance shall be in force and take effect from and after the date of its final passage and approval.

Read two (2) times, passed, and approved this 13<sup>th</sup> day of September, 2018.

  
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Len Pagano, as Presiding Officer and as Mayor

Attest:   
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Patricia E. Smith, City Clerk

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