

**UTAH COUNTY HEALTH DEPARTMENT**

**Design, Construction and  
Operation of Public Pools and Interactive Water  
Features**

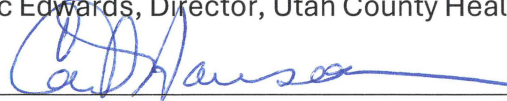
REGULATION 09-01

Adopted by the Utah County Board of Health  
March 23, 2009

Amended by the Utah County Board of Health  
January 27, 2014  
January 26, 2026

Under the Authority of Utah Code 26a-1-121, as amended;  
and

By   
Eric Edwards, Director, Utah County Health Department

By   
Carl Hanson, Chair, Utah County Board of Health

## **1.0 Purpose**

The purpose of this regulation is to protect the public health by increasing the safety of public pools and interactive water features. This regulation incorporates by reference the Utah Department of Health's "Design, Construction and Operation of Public Pools" rule, R392-302 and R392-303 of the Utah Administrative Code, and adds provisions clarifying the Utah County Health Department's regulatory authority; and adopts requirements for interactive water features.

## **2.0 General Requirements Applicable to Public Pools**

- 2.1 The Utah Department of Health's rule governing "Design, Construction and Operation of Public Pools," R392-302 and R392-303 of the Utah Administrative Code, is hereby incorporated by reference.
- 2.2 No person shall commence construction of a public pool, or change the construction, equipment, or appurtenances of any existing public pool, without first obtaining approval therefore from the Utah County Health Department. No construction work shall be commenced until plan approval has been issued by the Utah County Health Department.
- 2.3 Before plan approval is granted, the applicant shall submit complete plans and specifications, as required by R302-302 and R392-303, to the effect that the plans and specifications meet the requirements of this regulation. Plans and specifications shall be submitted with the accompanying fee.
- 2.4 At least one set of plans bearing the approval of the Utah County Health Department shall be available on the construction site at all times during construction. The pool and facilities shall conform to and be built in accordance with such plans. Any changes to such plans must be submitted to the Utah County Health Department and plan approval must be given.
- 2.5 The owner or contractor shall notify the Utah County Health Department at specific stages of construction predetermined by the Utah County Health Department, and at the time of completion of the pool, to permit adequate inspection of the pool and related equipment. The pool shall not be placed in operation until such inspection shows compliance with the requirements of this regulation.
- 2.6 Variances from the design and construction requirements of this regulation may be approved by the Utah County Health Department if the variance is issued as required by R302-302 and R392-303.

- 2.7 No person shall operate a public pool without a valid operating permit from the Utah County Health Department. Permits may cover up to a year and may only be valid during the operational season. No permit is transferable from one operator to another.
- 2.8 Therapy pools are issued an operating permit and regulated by the Utah County Health Department to the extent required by R392-302.."
- 2.9 The Utah County Health Department is authorized to conduct such inspections as it deems necessary to insure compliance with the provisions of these regulations, and shall have right to entry at any reasonable hour to public pools for this purpose.
- 2.10 Fees may be charged to the owner or operator for all inspections and services necessary for the enforcement of this regulation and may be required to be paid to the Utah County Health Department prior to the inspection or service. Fees shall be set and adjusted as needed by the Utah County Board of Health.
- 2.11 An operating permit may be suspended or revoked by the Utah County  
2.11 Health Department when there are willful or repeated violations of this  
2.11 regulation, or when it appears that the violation is an imminent health hazard.
- 2.12 A person whose permit has been suspended or revoked may request a hearing pursuant to Utah County Health Regulation 17-01.
- 2.13 The Utah County Health Department may request that a city attorney or the Utah County Attorney, as appropriate, take criminal or civil legal action to enforce the provisions of this regulation. Violation of this regulation is a misdemeanor under Utah Code§ 26A-1-123.

### **3.0 Authority and Effective Date**

Adoption of this regulation is authorized by Utah Code 26a-1-211. This regulation becomes effective upon approval by the Utah County Board of Health.

Approved and adopted March 23, 2009.

Amendments approval adopted January 26, 2014