



WEB Procedures: SWIMMING, WADING, or SPA POOLS AND RECREATIONAL WATER FEATURES

The following information is a summary of the City's ordinance and is not intended to cover everything included within the ordinance. Whenever summarization creates a conflict, the official ordinance governs. A copy of the entire ordinance is available for review at the City Clerk's office, 455 N. Main – 13th floor, or directly from the Internet at www.wichita.gov.

BASIS No person shall operate a regulated swimming pool, a wading pool, a regulated spa pool or other recreational water feature without a valid license issued by the City.

DEFINITIONS "Swimming pool" means any structure, basin, chamber or tank containing an artificial body of water intended for swimming, diving, or recreational bathing and having a rim to bottom depth of two feet or more at any point.

"Wading pool" means any structure, basin, chamber or tank containing an artificial body of water for recreational bathing and having a rim to bottom depth of less than two feet at any point which is open to the general public or is semi-public.

"Spa pool" means any spa, hot tub or special facility, other than a swimming pool, which is designed and intended for recreational and therapeutic use, and which is not drained, cleaned or refilled after each individual use. Common terminology for a spa includes, but is not limited to, "therapeutic pool", "hydrotherapy pool", "whirlpool", "hot spa", and "hot tub".

"Recreational water feature" means any other recreational structure other than a swimming pool or spa pool which is open to the general public or which is semi-public, involving the use of re-circulated water in which people come into contact. This may include, but is not limited to, zero depth water features, interactive fountains, water slides, waterfalls, or combinations of such water features. Water features not intended for human contact, such as ornamental fountains, are not included.

"Regulated swimming pool" means any swimming pool intended to be used by the general public, or which is semi-public.

"Regulated spa pool" means any spa pool intended to be used by the general public or which is semi-public.

"Semi-public" means any swimming pool, wading pool, spa pool, or other water feature which is intended to be used primarily by the occupants and their invited guests of any type of:

- (1) a permanent residence facility (apartment house, condominium, residential club, HOA, etc)
- (2) a temporary residence facility (hotel, motel, camp, etc)
- (3) a commercial or non-commercial workout club, swim club, exercise facility, country club, etc.
- (4) an institution, such as a school, college, university, hospital, church, etc.

LEGAL REFERENCE Chapter 7.72, Code of the City of Wichita, Kansas.

REGULATIONS Applicant shall pass a site inspection and document review by the Department of Environmental Health.

The owner, owner's agent, or lessee shall designate a manager, at least 18 years of age, who shall be responsible for the operation, supervision and maintenance of the pool, spa or water feature. The property owner is deemed to be the manager unless the Health Officer is provided contrary information.

The Health Officer shall be notified, in writing:

- (1) the name, address and phone number of the manager and of any change in managers.
- (2) The basis for admission and intended use of the pool or recreational water features

Wading pools shall be separate and physically set apart from the shallow water areas of swimming pools by a four-foot high barrier or at least six feet of deck.

The manager of every regulated swimming pool and every public or semi-public wading pool, where children under the age of 16 are permitted to swim unattended by an adult, shall maintain lifeguards in attendance in the pool whenever the swimming pool is in use.

At least two copies of the plans and specifications shall be submitted to the Health Officer for review before new construction begins, with at least one copy being returned.

An approved testing kit for measuring the concentration of disinfectant shall be provided at each pool or spa.

The owner, lessee or manager shall keep a daily record of pool conditions.

Specific depth markers for swimming pools and spa pools are required.

There are requirements for design and construction of recreational water features.

Spa pools must have a precaution sign mounted adjacent to the entrance to the Spa.

**ENFORCING
AUTHORITY**

Environmental Health Department

FEES

Annual Fees.....\$200.00
For first swimming pool, wading pool, spa pool, or other recreational water feature.

Annual Fees.....\$100.00
For additional swimming pool, wading pool, spa pool, or other recreational water feature at same location.

Seasonal Fees (open 6 or fewer months each year).....\$125.00
For first swimming pool, wading pool, spa pool, or other recreational water feature.

Seasonal Fees (open 6 or fewer months each year).....\$ 50.00
For additional swimming pool, wading pool, spa pool, or other recreational water feature at same location.

New applicant.....\$ 1.00

PROCEDURE

Applicant applies through Environmental Health (1900 East 9th).