CHAPTER 3 PUBLIC SWIMMING POOLS

SECTION 3.1 DEFINITIONS

For the purpose of this chapter,

"Owner" means any individual, partnership, association, corporation, company, governmental agency, club or organization of any kind, and includes the plural.

"Public Pool" means an artificial basin constructed of concrete, steel, fiberglass or other relatively impervious material intended for recreational bathing, swimming, diving or therapeutic purposes, which is located either indoors or outdoors and is provided with a controlled water supply and which is not used or intended to be used as a pool at a single-family residence. The term also includes a pool located at a single-family residence which is used or intended to be used for commercial or business purposes. The term "public pool" includes any related equipment, structures, areas and enclosures that are intended for the use of the pool patrons or pool staff such as toilet, dressing, locker, shower and pool equipment rooms.

SECTION 3.2 LICENSE REQUIRED

Any person, firm or corporation owning, operating or maintaining, within any city, town or political subdivision comprising the Central Connecticut Health District, any public swimming pool shall possess a valid license issued by the Health District.

SECTION 3.3 APPLICATION AND ISSUANCE OF LICENSE

A. Any owner desiring to operate a public swimming pool shall, at least ten (10) working days prior to opening a new public pool or at least ten (10) working days prior to the expiration of an existing license or at least ten (10) working days prior to the change of ownership, make written application for a license on forms provided by the Health District. Such application shall include but not be limited to, the name and address of the person responsible for the operation of the public swimming pool, the type and location of the pool and the signature of each owner or authorized representative.

B. The application shall be accompanied by the appropriate fee.

C. Prior to the issuance of final approval for a license, the Director of Health or his authorized agent shall inspect the swimming pool to determine compliance with the provisions of this Chapter, the Connecticut Public Health Code, any other applicable codes, regulations or statutes.

D. The Director of Health shall issue a license to the applicant if the inspection reveals that the swimming pool complies with the requirements of this Chapter, the Connecticut Public Health Code and any other applicable codes, regulations or statutes. Licensed facilities must comply with the requirements of this Chapter, the
Connecticut Public Health Code and any other applicable codes, regulations or statutes.

E. All licenses shall expire on April 30 of each year, unless otherwise indicated, and may be renewed for another year upon application and payment of an annual fee provided that the swimming pool is in compliance with this Chapter, the Connecticut Public Health Code and any other applicable codes, regulations or statutes.

F. In the case of a transfer of ownership of an existing swimming pool to a new owner, the new owner shall submit an application for a license on forms provided by the Health District. The swimming pool shall be brought into compliance with this Chapter, the Connecticut Public Health Code and any other applicable codes, regulations or statutes by correcting all violations before a license to operate can be issued. The license is not transferable.

SECTION 3.4 INSPECTIONS/RIGHT OF ENTRY

The Director of Health or his authorized agent shall be permitted, after proper identification, to enter at any reasonable time any public swimming pool for the purpose of making inspections, as deemed necessary by the Director of Health or his authorized agent, to determine compliance with this Chapter, the Connecticut Public Health Code and any other applicable codes, regulations or statutes.

SECTION 3.5 SUSPENSION OF LICENSE

The Director of Health may suspend any license to operate a public swimming pool if the license holder does not comply with the requirements of this Chapter, the Connecticut Public Health Code or any other applicable code, regulation or statute.

In the event that the Director of Health or his duly authorized representative finds unsanitary or other conditions in the operation of the public swimming pool which in his judgment constitutes a violation of this Chapter, the Connecticut Public Health Code or any other applicable code, regulation or statute, the Director of Health may issue a written notice of intent to suspend the license to the license holder or operator citing such conditions, specifying the corrective action to be taken and specifying the time period within which such action shall be taken and, if deemed necessary, order immediate correction.

If correction is not made in the stated time, the license shall be suspended and a written order issued to the owner or operator to cease the operation of the public swimming pool. The operation of the public swimming pool shall immediately cease upon receipt of the order.

One (1) copy of the order to cease the operation of the public swimming pool shall be posted by the owner upon the inner surface of the window of the front entrance door of the public swimming pool, or upon the nearest window thereto, or upon the entrance gate in such a manner as to be clearly visible to the general public from the exterior of
such facility. Said order to cease operations shall not be defaced or removed by any person except the Director of Health, or his authorized agent.

SECTION 3.6 REVOCATION OF LICENSE

The Director of Health may, after providing opportunity for hearing and appeal, revoke a license for serious or repeated violations of any of the requirements of this Chapter, the Connecticut Public Health Code, other applicable codes, regulations or ordinances, or for interference with the Director of Health or his authorized agent in the performance of their duties. Prior to revocation, the Director of Health shall notify the license holder or person in charge, in writing, of the reasons for which the license is subject to revocation and that the license shall be revoked at the end of ten (10) days following service of such notice unless an appeal is filed with the Director of Health by the license holder within forty-eight (48) business hours of receipt of the notice. If no appeal is filed within forty-eight (48) business hours, the revocation of the license becomes final.

SECTION 3.7 SERVICE OF NOTICE

Written notices and orders provided for in this Chapter shall be deemed to have been properly served when a copy of the notice or order has been delivered personally or sent by certified mail, return receipt requested, to the owner, permit holder or person in charge of the public swimming pool. Such written notices and orders shall also be deemed to have been properly served provided it has been posted on the front entrance door of the public swimming pool or upon the nearest window or entrance gate thereto in such a manner as to be clearly visible to the general public from the exterior of the facility. Said notice shall not be defaced or removed by any person except the Director of Health or his Authorized Agent. A copy of any such notice or order shall be filed in the records of the Director of Health.

SECTION 3.8 REINSTATEMENT OF LICENSE

A. Suspension. Whenever a license has been suspended, the holder of the suspended license may make a request for license reinstatement. Within ten (10) days following receipt of such request, the Director of Health or his authorized agent shall make a re-inspection. If the applicant is found to be in compliance with the requirements of this Chapter, the Connecticut Public Health Code, other applicable codes, regulations or statutes, and the conditions responsible for the suspension have been corrected, the license shall be reinstated.

B. Revocation. After a period of thirty (30) days from the date of revocation, a written application may be made for the issuance of a new license. Procedures delineated in this Chapter for obtaining a new license shall be followed.
SECTION 3.9 APPEALS

A. The owner or operator of a public swimming pool aggrieved by a written notice or any order described above may, within forty-eight (48) hours after the receipt of such notice and/or order, appeal to the Director of Health who shall thereupon immediately examine the merits of such case and may vacate, modify or affirm such written notice or order. The owner or operator of a public swimming pool who is aggrieved by such action of the Director of Health may, not later than three business days after the date of receipt of such notice or order, appeal to the Commissioner of Health who shall thereupon immediately notify the authority from whose order the appeal was taken and examine the merits of such case and may vacate, modify or affirm such action in accordance with the CT General Statutes.

SECTION 3.10 KNOWLEDGEABLE OPERATOR

A person knowledgeable in the operation of a public swimming pool and in pool water chemistry and testing shall be on duty on the premises where the pool is located whenever the pool is open for use. Names of supervisory personnel shall be submitted to the Director of Health annually and whenever a change in such personnel occurs.

SECTION 3.11 DISINFECTION AND TESTING OF WATER

Pool water shall be disinfected by an automatic disinfectant feeder which imparts a measurable residual at all times when the pool is in use. These chemical feeders shall comply with the standards of the National Sanitation Foundation or other standards approved by the Commissioner of Health.

SECTION 3.12 RECORDKEEPING

A pool operation record including all test results shall be maintained on a daily basis by the pool operator. Immediately prior to the daily opening of the pool for use, tests shall be made to determine the amount of residual disinfectant and the pH. These tests shall be repeated at sufficient frequency during periods of bather use to assure that an adequate disinfectant level and pH value are maintained. Whenever tests indicate that an inadequate disinfectant level or inappropriate pH value is present, immediate action shall be taken to reestablish an appropriate disinfectant level and/or pH value.

SECTION 3.13 EQUIPMENT

Equipment rooms and equipment shall be kept in good repair and in a clean and sanitary condition.
SECTION 3.14 FIRST AID

Every public pool shall be equipped with an American National Red Cross standard twenty-four-unit first aid kit or equivalent. The first aid kit shall be kept filled and ready for use.

SECTION 3.15 TELEPHONES

There shall be a telephone or other suitable device for emergency communication readily available in the immediate vicinity of each pool. This telephone or device shall be on the premises where the pool is located.

SECTION 3.16 FOOD, DRINK AND ANIMALS PROHIBITED

Food, drink or animals shall not be allowed in the area of the pool.