

ORDINANCE NO. 2501

AN ORDINANCE to amend Article II, Chapter 35 of The Code of the City of Alexandria, Virginia, 1963, as amended, by adding a new section numbered 35-19.1; which Chapter 35 relates to SWIMMING POOLS, which Article II relates to PUBLIC SWIMMING POOLS and which new Section 35-19.1 relates to CONDOMINIUM SWIMMING POOLS--ALTERNATE PROVISIONS.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Article II, Chapter 35 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended by adding a new Section 35-19.1 to read as follows:

Sec. 35-19.1. Condominium swimming pools--Alternate provisions.

(a) The unit owners' association of a condominium may elect to operate a swimming pool under its control in accordance with the provisions of this section by:

(1) adopting written rules and regulations concerning the operation, maintenance and use of the swimming pool under its control and supervision, and provided that such rules and regulations include provisions acceptable to the city manager for life guards during likely periods of substantial use (ten or more persons) and reasonable control of access for experienced swimmers only or supervised use for non-experienced swimmers, during other hours, and

(2) filing the written rules and regulations with the city manager.

(b) Upon said filing and notwithstanding any other provision of this chapter, the following alternate provisions shall apply to the operation and use of the condominium swimming pool; provided, however, that all other applicable provisions of this chapter shall remain in full force and effect:

(1) At least one (1) holder of a valid swimming pool attendant's permit must be present on the premises of the condominium and available at all times the condominium swimming pool is open for or is in use. An attendant is not required by this section to be immediately present at all times at the pool but must be immediately available to the pool in case of an emergency.

(2) Except as provided in section 35-19.1(a)(1), no lifeguard shall be required by this chapter at the condominium swimming pool; provided, however, no such swimming pool may be used at any time by any person alone unless another responsible person is also present within five (5) feet of the water's edge at all times the pool is in use.

(3) No physical facility for the preparation, service or consumption of food and/or drinks shall be less than twenty (20) feet from the rim of the condominium swimming pool. Food or drink may be consumed up to the rim, but not in the swimming pool.

Section 2. That the title of and an informal memorandum explaining this ordinance shall be published in a newspaper of

general circulation published in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The city clerk shall have the full text of this ordinance printed in sufficient numbers to supply copies to meet request. The city clerk shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

CHARLES E. BEATLEY, JR.
Mayor

Final Passage: June 25, 1980