RESIDENTIAL SWIMMING POOL AND/OR SPA AFFIDAVIT

JOB ADDRESS: _____ **PERMIT #** _____

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The purpose of this document is to make you aware of any limitations for a private swimming pool being permitted at your residence. A private swimming pool, as defined by Chapter 45 of the Florida Building Code, Residential (FBC, R) is "Any structure, located in a residential area, that is intended for swimming or recreational bathing and contains water over 24 inches (610 mm) deep including but not limited to inground, aboveground, and onground swimming pools, hot tubs, and nonportable spas."

Please read the following and initial in the box located to the left of each category.

☐ Swimming pools:
a. Setbacks shall be measured from the outside of the pool footprint, this includes any decking that touches pool coping or pool shell;
b. Shall be located no closer than five (5) feet from any property line;
c. Shall not be located in any required front yard nor encroach into any required side yard, drainage easement and/or utility easement; and
d. If pool coping only is utilized, no additional pool decking will be installed without first obtaining a separate building permit.

☐ All fences, alarms, screen enclosures, and barrier enclosures shall be continually maintained so as to provide the protection of restricted and secure access to the pool area, in accordance with FBC Section R4501.17.
a. An existing fence may be utilized as a required barrier. However, if that fence is damaged or removed, you will be responsible for obtaining a fence permit and installing a new fence immediately;
b. Fences, screen enclosures or barrier enclosures shall be installed per FBC Sections R4501.17.1.1 through R4501.17.1.15;
c. Gates shall be self-closing have a self-latching device. The self-latching device shall be no more than 54-inches from the bottom of the gate and may be placed on either side of the gate;

☐ Doors and windows leading to the pool area shall be protected in accordance with FBC Section R4501.17.1.9.

☐ All grading, landscaping, and soil stabilization of pool area and any other disturbed ground area must be completed prior to requesting final pool inspection. Sod, gravel, and other types of natural ground cover may be used as soil stabilizers and are exempt from permitting.

☐ Separate permits are required for all new fences, paver patios, slabs, decks, cabanas, pool houses, etc. that are not considered part of the pool deck area.

☐ A final as-built boundary survey, including lot coverage calculations performed by a registered land surveyor shall be submitted prior to scheduling a final swimming pool inspection.

☐ A final swimming pool inspection shall be completed prior to use of the pool.

☐ Failure to have and maintain one or more of the approved safety pool barriers installed will constitute a violation of Chapter 515 Florida Statutes, and will be considered a *misdemeanor of the second degree*, punishable by fines of up to $500 and/or up to 60 days in jail as established in Chapter 775 Florida Statutes.

☐ Failure to comply with these provisions shall constitute a code violation and may require your appearance before a Special Magistrate for disposition. A Special Magistrate has the power to levy fines of up to $250/day for the first violation, or in the case of a repeat violation, up to $500/day for each day the repeat violation continues. An order imposing a fine may also be recorded in the public records of Duval County, FL and shall constitute a lien on any real or personal property owned by the violator.

I hereby acknowledge that I have read and understand all of the above on this _____ Day of _____, _____.

_____ _____

Home Owner's Signature Print Name

STATE OF FLORIDA, COUNTY OF DUVAL:

The foregoing instrument was acknowledged before me this _____ day of _____, 20_____, by _____ herein by himself/herself and affirms all statements and declarations herein are true and accurate.

_____

NOTARY PUBLIC, STATE OF FLORIDA

Print Name: _____

☐Personally Known/☐Identification:_____