



**Amendments to the  
2021 International Swimming Pool and Spa Code**

The following sections, paragraphs, and sentences of the *2021 International Swimming Pool and Spa Code* are hereby amended as follows: Standard type is text from the ISPSC. Underlined type is text inserted. ~~Lined through type~~ is deleted text from ISPSC.

**Section 101.1; amend to insert the Department Name**

**101.1 Title.** These regulations shall be known as the Plumbing Code of The Town of Eagle Building Department hereinafter referred to as "this code".

**Section R102.7; change to read as follows:**

**R102.4 Referenced codes and standards.** The codes, when specifically adopted, and standards referenced in this code shall be considered part of the requirements of this code to the prescribed extent of each such reference and as further regulated in Sections R102.4.1 and R102.4.2. Whenever amendments have been adopted to the referenced codes and standards, each reference to said code and standard shall be considered to reference the amendments as well. Any reference made to NFPA 70 or the Electrical Code shall mean the Electrical Code as adopted.

**Section 108.6 Refunds; amend Section 108.6 to read as follows:**

The Building Official may authorize the refund of any fee paid which was erroneously paid or collected. The Building Official may authorize a refund of not more than eighty percent (80%) of the permit fee paid when no work has been performed under an active permit. The Building Official may authorize a refund of not more than eighty percent (80%) of the plan review fee paid if withdrawn or cancelled before any plan review has been performed. Any request for a refund of any fee shall be filed in writing by the original applicant and shall not be more than one hundred eighty (180) days after the date of fee payment.

**Section 108; add new Section 108.7 to read as follows:**

**108.7 Re-inspection Fee.** A fee as established by Town Council resolution may be charged when:

1. The inspection called for is not ready when the inspector arrives;
2. The building address is not clearly posted;
3. Town-approved plans are not on the job site available to the Inspector;
4. The building is locked or work otherwise not available for inspection when called;

5. A correction notice has been issued more than once for the same item(s);
6. Failure to maintain erosion control, trash control or site disturbance fence protection.

Any re-inspection fees assessed shall be paid before any more inspections are made on that job site.

**Section 111.1 MEANS OF APPEAL; delete the language in this section in its entirety and amend to read as follows:**

**111.1 General.** In order to hear and decide appeals of orders, decisions, or determinations made by the building official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The Planning and Zoning Commission shall serve as the board of appeals.

**108.2 Limitations on authority.** An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this code do not fully apply, or an equivalent or better form of construction is proposed. The board shall not have the authority to waive requirements of this code or interpret the administration of this code.

**Section 111.3 Qualifications; amend this section to read as follows:**

**108.3 Qualifications.** The board of appeals shall consist of members who are qualified by experience, general knowledge, and/or training to pass on matters pertaining to building construction and are not employees of the jurisdiction.

**Section 113.4 Violation penalties; amend Section 113.4 to read as follows:**

**113.4 Violation penalties.** Any person Any person, firm or corporation violating any of the provisions of the International Swimming Pool and Spa Code, 2021 Edition, or who fails to comply with any of the requirements thereof, or who shall erect, install, alter or repair mechanical work in violation of the approved construction documents or directive of the Building Official, or of a permit or certificate issued under the provisions of this Code, shall be deemed guilty of a Class A municipal offense and each person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this Code is committed, continued or permitted. Any municipal offense under this Section shall be deemed one of "strict liability".

**END**