



Incorporated 1977

# City of Fulshear

PH: 281-346-1796 FAX: 281-346-2556 -- P.O. Box 279/30603 FM 1093 Fulshear, TX 77441

## Swimming Pool Barrier Compliance Agreement with the City of Fulshear

I certify that I am the homeowner at: \_\_\_\_\_ (print address), and the following pool company: \_\_\_\_\_, will be acting as the General Contractor installing the pool.

We both agree and understand the following swimming pool barrier will be installed in accordance with the 2003 International Residential Code, Section AG105, Barrier Requirements for swimming pools, and inspected before any water is put into the pool.

I understand that if any water is put into the pool before a barrier is placed, inspected, and approved by the City of Fulshear, a citation will be issued to the General Contractor and the homeowner for each day the violation is not in compliance. The amount of the citation per day would be no less than \$500.00 and no more than \$2,000.00.

Attached to this agreement is a copy of Section AG105, Barrier Requirements from the 2003 International Residential Code.

\_\_\_\_\_  
Printed name of Homeowner

\_\_\_\_\_  
Signature of Homeowner

\_\_\_\_\_  
Date

\_\_\_\_\_  
Printed name of General Contractor and Title

\_\_\_\_\_  
Signature of General Contractor

\_\_\_\_\_  
Date

## Notice to All Swimming Pool/Spa Contractors and Homeowners

The Construction Ordinance of the City of Fulshear requires that swimming pools and spas be completely surrounded by a code-approved barrier. These requirements are intended to provide protection against potential drowning and near drowning by restricting access to swimming pools and spas. **When the walls of a house** are part of the barrier, all doors in a wall of a dwelling that provide direct access to the pool/spa area must satisfy the barrier requirements. This means that the doors must be fitted with a code-approved audible alarm. In order for the Building Inspector to verify that the affected doors meet the barrier requirements, the Building Inspector must have access to the interior of the house. This requires that either the homeowner or the homeowner's agent be present when the inspection is performed.

All doors with direct access to the pool through that wall shall be equipped with an alarm which produces an audible warning when the door and it's screen, if present, are opened. The alarm shall sound continuously for a minimum of 30 seconds immediately after the door is opened and be capable of being heard throughout the house during normal house-hold activities. The alarm shall automatically reset under all conditions. The alarm shall be equipped with a manual means, such as touchpad or switch, to temporarily deactivate the alarm for a single opening. Such deactivation shall last for not more than 15 seconds. The deactivation switch(es) shall be located at least 54 inches (1372mm) above the threshold of the door.

The City of Fulshear offers the homeowner an option. The homeowner may choose to complete a **CERTIFICATION OF HOUSE-POOL PROTECTION DEVICE INSTALLATION FORM** (below). This form must be completed in full and the original must be on file with the Building Inspections Department prior to the pool contractor requesting the pool steel/bonding inspection or made available to the inspector at the time of the inspection. The Building Inspector will accept this form in lieu of the interior inspection. If the pool steel/bonding inspection is requested and the form is not on file or available, access to the house is necessary but not provided, the pool contractor will be assessed a reinspection fee and the inspection will be disapproved.

By completing and returning the attached form, the Building Inspector will be able to provide the pool steel/bonding inspection without entering the house to verify door barrier compliance. It is the homeowner's option to have the protection devices inspected rather than use this form. By using the form, the homeowner accepts responsibility of complying with the City of Fulshear code requirements as evidence by the execution of the form. To use the form, the homeowner should proceed as follows.

1. Legibly print your address
2. Legibly initial the option(s) used for complying with the City of Fulshear code requirements
3. Legibly print your name
4. Sign and date the document before a Notary Public (the Notary Public will complete the remainder of the form)
5. Return the completed and notarized form to the Building Inspections Department located at 30603 F.M. 1093, P.O. Box 279 Fulshear, Texas 77441. The form may be mailed or delivered in person or made available to the inspector at the time of the inspection

It is recommended that the homeowner and the pool contractor communicate regarding the use of this form and the timing of inspections. Forms are available from the Permit Coordinator at the time the application is submitted. If you have any questions, please feel free to contact Jeremy Young at 281-346-1796 or at [jyoung@fulsheartx.com](mailto:jyoung@fulsheartx.com).



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## Certification of House - Pool Protection Device Installation

I certify that I am the homeowner at: \_\_\_\_\_  
(print address) and the following swimming pool barrier protection devices has been installed between all doors with direct access to the pool area.

\_\_\_\_\_ 1. All doors will direct access to the pool shall be equipped with an alarm which produces an audible warning when the door and its screen, if present, are opened. The alarm shall sound continuously for a minimum of 30 seconds immediately after the door is opened and be capable of being heard throughout the house during normal household activities. The alarm shall automatically reset under all conditions. The alarm system shall be equipped with a manual means, such as a touchpad or switch, to temporarily deactivate the alarm for a single opening. Such deactivation shall last for not more than 15 seconds. The deactivation switch(es) shall be located at least 54 inches above the threshold of the door .

Printed name of the Homeowner: \_\_\_\_\_

Signature of the Homeowner: \_\_\_\_\_ Date: \_\_\_\_\_

### Notary Public to Complete the Remainder of Form

State of Texas

County of \_\_\_\_\_

BEFORE ME, the undersigned authority, on this \_\_\_\_ day of \_\_\_\_\_ in the year of \_\_\_\_\_, personally appeared \_\_\_\_\_, known to me to be a credible person and the signer on the foregoing certificate, and who, after being by me duly sworn, did upon his/her oath, state that information contained in such application is true and correct to the best of his/her knowledge and belief.

Notary Seal:

Notary Public in and for \_\_\_\_\_ County  
State of Texas  
My commission expires: \_\_\_\_\_

**Texas Penal Code Section 37.10 states that a person commits a Class A misdemeanor if they knowingly make false entries in, or false alteration of, a governmental record or makes or uses any record document, or thing with knowledge of its falsity and with intent that it be taken as a genuine government record.**