

## Inc. Village of Woodsburgh 30 Piermont Ave · Hewlett · NY · 11557 Tel· (516) 295-1400 · Fax · (516) 295-1406

## **Pool Application Requirements**

All applications and plans must be submitted by hard copy and PDF to BuildingDepartment@Woodsburghny.com

- ❖ Completed pool permit application form, signed & notarized.
- Application Fee: \$200.00 (non-refundable)
- ❖ Two (2) sets of signed and sealed plans by a NYS licensed Architect or Engineer –

#### Plans must include:

All plans are to be architectural drawings of a scale at least ¼ inch to a foot, including the structural plans for the pool and drainage system.

- 1. Plot plan indicating all setbacks from existing structures and proposed pool, pool equipment, pool fencing and accessory structures.
- **2.** Zoning calculations of existing and proposed lot coverage, impervious coverage, setbacks, etc.
- **3.** Drainage calculations (3-inch rainfall), with location of drainage structure(s) and piping.
- **4.** Soil Boring Test **must** be submitted.
- **5.** Base Flood Elevation and Water Table **must** be shown on plans.
- **6.** Construction details of the pool, drainage and paving **must** be shown on plans.

#### **Required by Village Code:**

- 1. <u>Setbacks</u>: Pool, Equipment & Fencing must be 25 feet from the rear and side property lines.
- 2. Location: Pool, Equipment & Fencing are required to be in a rear yard only.
- **3.** <u>Fencing</u>: 4-foot-high maximum, open type fencing and evergreen shrubbery planted at 4 foot high along the exterior side of all the fencing.
- **4.** All swimming pools must get permission by the Board of Zoning Appeals. (Separate Application Process)
- Copy of the most up to date topographical survey
- Separate applications are required for any gas work.
- ❖ All contractors must submit a copy of their Nassau County Consumer's Affairs license and General liability insurance with the Village of Woodsburgh as the certificate holder as well as additionally insured and Worker's compensation.
- Applications will be reviewed upon the submission of all required items; an incomplete application will be returned.



# Incorporated Village of Woodsburgh

30 Piermont Ave Hewlett, NY 11557 Tel: 516-295-1400 · Fax: 516-295-1406 Buildingdepartment@Woodsburghny.com

Office Use Only
Application #:
Permit #:
Issue Date:
Fees Paid \$:

Property A	Address:	Section, Block, Lot:
Owner(s) N	Name:	
Mailing Ad	ddress (if different from property):	
Email:		Tel #:
Ту	ype of Swimming Pool: ☐ Gunite Pool Heater: Y or	□ Vinyl □ Concrete □ Steel Wall □ Plaster □ Other  N Heater Type: Gas or Oil
Size of	f Pool from Coping: Length	Width Depth
		Size of Drywell(s): X Type:
	Esti	mated Cost of Construction: \$
Desci	ription of Work:	
$\setminus$ —		
-	ct / Engineer's name:	
Address Email:	:	Tel #:
Eman.		1 C1 #.
Pool Co	ontractor	
Address	s:	
Email:		Tel #:
Nassau	County Consumer Affairs License #:	Expiration Date:
	f NY of Nassau SS:	being duly sworn, deposes and says; that all work being done on the vriting, and the plans of such proposed work is duly authorized by
Sig	nature	Sworn To before me thisday of, 20
		Notary Signature
		Approval
	statement and the attached	ng Code of Woodsburgh to perform the work as described in the within d plans and specifications, which are part hereof, is granted.  ended for approval on
		Building Inspector

Date:\_\_\_\_\_



## Village of Woodsburgh

#### PERMEABLE PAVER OWNER & CONTRACTOR CONSENT

Property:		
Section:	Block:	Lot(s):

- Gap/Openings must be a minimum of 3/8 inch
- 13% of Surface shall be pervious
- Pavers must be Interlocking & approved by the Village

\*NOTE: STEPPINGSTONES AND SLABS WILL NOT BE CONSIDERED AS PERMEABLE.

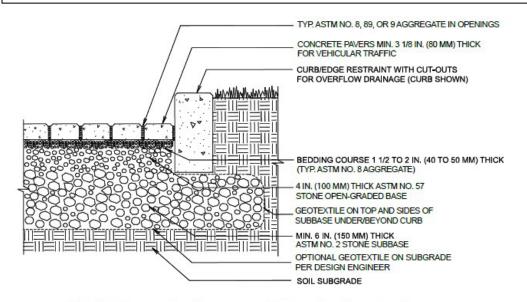


Figure 4. Full exfiltration cross section allows storage and infiltration. Overflows are to swales, bioretention areas or storm sewer inlets.

#### Required Inspections by the Building Department:

- 1. Excavation and permeability substrate soil condition.
- 2. Installation of gravel base to required depth & size.
- 3. Final installation of pavers.

We, the undersigned understand and agree to the requirements of the installation of permeable interlocking paver system and will contact the Building Department for the required inspections. We understand that if the pavers are not the approved type and/or are not installed properly, both paver and substrate will have to be removed and the correct paver and installation will be required.

Owner:		Contractor:			
(PR	INT NAME)	(PRINT NAME)			
Signature:		Signature:			



# Inc Village of Woodsburgh OWNERS ACKNOWLEDGEMENT AFFIDAVIT

I,b	peing duly sworn, depose and say that I am the
owner of	, and that I have authorized the
work to be performed at my property by	
(Contractor).	
I have read and understand the responsibilities	stated below as the homeowner and person
responsible while work is being performed on n	ny property. I have familiarized myself with the
conditions set forth for the issuance of the build	ing permit as well as the Code of the Village of
Woodsburgh including but not limited to:	
1. The Building Permit is valid for one (1) y	<u>rear</u> from the date of issuance stated on the
permit. If for any reason the work is not	completed before the expiration date, you must
obtain a six (6) month extension by subn	nitting a request along with the fee that is due
•	ncy or Completion the required documents must
•	al Survey, any related documents required by the
Building Inspector) and ALL inspections	
responsible for all open permits.	
3. Hours work can be done:	
a. Monday through Friday – 8:00am	to 6:00pm
b. Weekends and Legal holidays – N	O WORK
4. The property must be kept clean and in s	safe condition at all times during construction.
<b>5.</b> Any and all changes to the approved plan	ns must be submitted to the Building Department
and approved by the Inspector.	
<b>6.</b> Make sure your contractor has their vehi	icles parked legally along the street if they cannot
park in your driveway.	
I make this affidavit with the full knowledge that the statements herein contained and in relying tapplication.	t the Building Department relies upon the truth of thereon will issue a permit called for in the
	(Property Owner's Signature)
Sworn to before me this	
Sworn to before the this	Notary Stamp:
day of, 20	
(Notary's Signature)	



# BUILDING PERMIT RESIDENTIAL PROPERTY DEPARTMENT OF ASSESSMENT

NBHD# (ASSESSOR USE ONLY)	

DATE REC'D (ASSESSOR USE ONLY)

COFNER!	240		NASSAU CO ntry Road, l	Mineola, NY	11501				
	TOWN - CIT	ΓY - VILLAG	E OF:						
ECTION BLOCK	1	LOT (S) SCH DIST #			PERMIT #		IFIC ZONING DESIGNA	ATION	
N.E.S.W. SIDE OF (OR CO	DRNER OF)			N.E.S.W. SIDE OF	E OF				
RESS OF PROPERTY	DPERTY Check one								
Y, TOWN, VILLAGE	TOWN, VILLAGE ZIP				CONTACT PERSON/OWNER				
				□ owner					
STIMATED COST OF CONSTRUCTION:				OR	ADDRESS				
				☐ LESSEE	CITY, STATE, ZIP				
ORK MUST BEGIN BY			LE TYPE OF		PHONE				
RMIT EXP DATE		CONS	STEEL	-	EMAIL				
OT SIZE S.F.		_							
BLDGS ON LOT		<u> </u>	MASONRY	IF YOU WISH TO GROUP OR APPORTION LOTS				TS	
EDGG GIV EGT			FRAME	PLEASE (	CALL 516-571	-1500 FOR FU	JRTHER INFOR	MATION	
PERM	IT TYPE - CHE	ECK ALL IT	EMS THAT	APPLY		DOES	S RESIDENCE I	HAVE	
□ NEW BUILDING				☐ FIRE DAMAG	βE	Т	HE FOLLOWIN	G	
□ ADDITION (CHAN	IGE IN S.F.)				GARAGE/ OUT BUILDING CENTRAL AIR YES D		NO 🗆		
☐ DEMOLITION ☐ ALTERATION (NO	O CHANGE IN S	.F.)		□HVAC □PLUMBING		FINISHED ATTIC YES  NO			
MAINTAIN (PRE-				RELOCATION			IIC YES 🗆	TES NO	
☐ RECONSTRUCTI ☐ DECK, TERRACE		PORT			REPLACEMENT SWIMMING POOL BASEMENT FINISH			SH	
DORMERS				TENNIS COU	IRT	1/4			
OTHER			_	☐ CHANGE IN	USE				
		PROPO	SED TOTAL	PLUMBING F	IXTURES				
FLOOR/FIXTURE	BAS	EMENT	15	T FLOOR	2ND	FLOOR	3RD FL	.OOR	
BATHROOM SINK									
TOILET									
BATHTUB									
STALL SHOWER BIDET									
KITCHEN SINK									
WET BAR									
	•	NUMBER (	OF EXISTING	AND PROPO	SED BATHS		•		
NUMBER OF EXIS	TING FULL BAT	HS		NU	IMBER OF PRO	POSED FULL I	BATHS		
NUMBER OF EXISTING HALF BATHS					MBER OF PRO				
NEW C/O NEEDE		ALS IWOF	IXTURES, FUL	L BATH EQUAL	S THREE OR N	IUKE FIXTURE	১		
VARIANCE OBTA				YES	NO 🗆				
CONSTRUCTION/RENOVATION IN EXCESS OF 50%				YES	NO 🗆				
SURVEY ENCLO	SED			YES 🗆	NO 🗆				
	PLEASE	ATTACH	ALL PERI	MITS & SUR	VEY IF AV	AILABLE			
ATE OF GRANTING OF	DEDMIT								
SEPARATE APPLIC	CATION SH			Signature of	of Applicant/0	Contact Perso	on - Sign & Pri	nt	
MADE FOR EA  ELD REPORT ON REV		ING		Address of	Applicant/Co	ontact Persor	า	Telepho	





[NY] R326.7 SWIMMING POOL AND SPA ALARMS, APPLICABILITY.

#### SECTION R326 SWIMMING POOLS, SPAS AND HOT TUBS

#### [NY] R326.1 General.

The provisions of this section shall control the design and construction as well as substantial modification of swimming pools, spas and hot tubs installed in or on the lot of dwellings regulated under this code, and detached one- and two-family dwellings classified as Group R-3 and constructed under the *Building Code of New York State*.

**Exception:** Communal pools for the shared use of multiple townhouse units shall be regulated by the *Building Code* of New York State.

#### [NY] R326.1.1 Compliance with other sections.

Swimming pools, spas and hot tubs shall comply with this section and other applicable sections of this code. The requirements of this section and of the other applicable sections of this code shall be in addition to, and not in replacement of or substitution for, the requirements of other applicable federal, state and local laws and regulations, including, but not necessarily limited to the requirements of Section 8003 (Federal swimming pool and spa drain cover standard) of Title 15 of the United States Code (CPSC 15 USC 8003), where applicable.

#### [NY] R326.2 Definitions.

For the purpose of these requirements, the terms used shall be defined as follows and as set forth in Chapter 2.

**BARRIER, PERMANENT.** A fence, the walls of a permanent structure, any other structure or combination thereof which completely surrounds the swimming pool and sufficiently obstructs access to the swimming pool.

**BARRIER, TEMPORARY.** An approved temporary fence, permanent fence, the walls of a permanent structure, any other structure, or any combination thereof that sufficiently prevents access to the swimming pool by any person not engaged in the installation or construction of the swimming pool during its installation or construction.

HOT TUB. See "Spa."

**RESIDENTIAL.** That which is situated on the premises of dwellings regulated under this code, and detached dwellings classified as R-3 and constructed under the *Building Code of New York State*.

**SPA.** A portable or nonportable structure intended for recreational or therapeutic bathing, in which all controls, waterheating and water-circulating equipment are an integral part of the product. Spas are shallow in depth and are not designed for swimming or diving.

**SUBSTANTIAL DAMAGE.** For the purpose of determining compliance with the pool alarm provisions of this section, damage of any origin sustained by a swimming pool, whereby the cost of restoring the swimming pool to its before-damaged condition would equal or exceed 50 percent of the market value of the swimming pool before the damage occurred.

**SUBSTANTIAL MODIFICATION.** For the purpose of determining compliance with the pool alarm provisions of this section, any repair, alteration, addition or improvement of a swimming pool, the cost of which equals or exceeds 50 percent of the market value of the swimming pool before the improvement or repair is started. If a swimming pool has sustained substantial damage, any repairs are considered substantial modification regardless of the actual repair work performed.

**SUCTION OUTLET.** A fitting, fitting assembly, cover/grate, sump, and related components that provide a localized low-pressure area for the transfer of water from a swimming pool.

**SWIMMING POOL.** Any structure, basin, chamber or tank which is intended for swimming, diving, recreational bathing or wading and which contains, is designed to contain, or is capable of containing water more than 24 inches (610 mm) deep at any point. This includes in-ground, above-ground and on-ground pools, indoor pools, hot tubs, spas, and wading pools.

**SWIMMING POOL, INDOOR.** A swimming pool which is totally contained within a structure and surrounded on all four sides by the walls of the enclosing structure.

**SWIMMING POOL, OUTDOOR.** Any swimming pool which is not an indoor pool.

[NY] R326.3 Compliance with other standards.

#### [NY] R326.3.1 In-ground pools.

In-ground pools shall be designed and constructed in conformance with ANSI/APSP/ICC 5 (American National Standard

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for Residential Inground Swimming Pools, 2011).

#### [NY] R326.3.2 Above-ground and on-ground pools.

Above-ground and on-ground pools shall be designed and constructed in conformance with ANSI/APSP/ICC 4 (American National Standard for Aboveground/Onground Residential Swimming Pools, 2012).

#### [NY] R326.3.3 Permanently installed spas and hot tubs.

Permanently installed spas and hot tubs shall be designed and constructed in conformance with ANSI/APSP/ICC 3 (American National Standard for Permanently Installed Residential Spas and Swim Spas, 2014).

#### [NY] R326.3.4 Portable spas and hot tubs.

Portable spas and hot tubs shall be designed and constructed in conformance with ANSI/APSP/ICC 6 (American National Standard for Residential Portable Spas and Swim Spas, 2013).

#### [NY] R326.4 Barriers, application.

The provisions of this section shall control the design of barriers for swimming pools, spas and hot tubs. These design controls are intended to provide protection against potential drowning and neardrowning by sufficiently preventing access to swimming pools, spas and hot tubs by persons outside the property, persons within the dwelling, and persons in other parts of the property not contained within the pool enclosure.

#### [NY] R326.4.1 Temporary barriers.

An outdoor swimming pool shall be surrounded by a temporary barrier during installation or construction that shall remain in place until a permanent barrier in compliance with Section R326.4.2 is provided.

#### **Exceptions:**

- 1. Above-ground or on-ground pools where the pool structure constitutes a barrier in compliance with Section R326.4.2.9.
- 2. Spas or hot tubs with a safety cover which complies with ASTM F1346, provided that such safety cover is in place during the period of installation or construction of such hot tub or spa. The temporary removal of a safety cover as required to facilitate the installation or construction of a hot tub or spa during periods when at least one person engaged in the installation or construction is present is permitted.

#### [NY] R326.4.1.1 Height.

The top of the temporary barrier shall be at least 48 inches (1219 mm) above grade measured on the side of the barrier which faces away from the swimming pool.

#### [NY] R326.4.1.2 Replacement by a permanent barrier.

A temporary barrier shall be replaced by a complying permanent barrier within either of the following periods:

- 1. 90 days of the date of issuance of the building permit for the installation or construction of the swimming pool; or
- 2. 90 days of the date of commencement of the installation or construction of the swimming pool.

#### [NY] R326.4.1.2.1 Replacement extension.

Subject to the approval of the building official, the time period for completion of the permanent barrier may be extended for good cause, including, but not limited to, adverse weather conditions delaying construction.

#### [NY] R326.4.2 Permanent barriers.

Swimming pools shall be completely enclosed by a permanent barrier complying withSections R326.4.2.1 through R326.4.2.6.

#### [NY] R326.4.2.1 Barrier height and clearances.

The top of the barrier shall be no less than 48 inches (1219 mm) above grade measured on the side of the barrier that faces away from the swimming pool. The vertical clearance between grade and the bottom of the barrier shall be not greater than 2 inches (51 mm) measured on the side of the barrier that faces away from the swimming pool. Where the top of the pool structure is above grade, the barrier may be at ground level, or mounted on top of the pool structure. Where the barrier is mounted on top of the pool structure, the barrier shall comply with Sections R326.4.2.2 and R326.4.2.3.

#### [NY] R326.4.2.2 Solid barrier surfaces.

Solid barriers which do not have openings shall not contain indentations or protrusions except for normal

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construction tolerances and tooled masonry joints.

#### [NY] R326.4.2.3 Closely spaced horizontal members.

Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is less than 45 inches (1143 mm), the horizontal members shall be located on the swimming pool side of the fence. Spacing between vertical members shall not exceed  $1^3/_4$  inches (44 mm) in width. Where there are decorative cutouts within vertical members, spacing within the cutouts shall be not greater than  $1^3/_4$  inches (44 mm) in width.

#### [NY] R326.4.2.4 Widely spaced horizontal members.

Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is 45 inches (1143 mm) or more, spacing between vertical members shall be not greater than 4 inches (102 mm). Where there are decorative cutouts within vertical members, spacing within the cutouts shall be not greater than  $1^{3}/_{4}$  inches (44 mm) in width.

#### [NY] R326.4.2.5 Chain link dimensions.

Maximum mesh size for chain link fences shall be a  $\frac{2}{4}$  inch (57 mm) square, unless the fence has vertical slats fastened at the top or the bottom which reduce the openings to not more than  $1^{3}$ /<sub>4</sub> inches (44 mm).

#### [NY] R326.4.2.6 Diagonal members.

Where the barrier is composed of diagonal members, the maximum opening formed by the diagonal members shall be not greater than  $1^3/_4$  inches (44 mm).

#### [NY] R326.4.2.7 Gates.

Gates shall comply with the requirements of Sections R326.4.2.1 through R326.4.2.6, and with the following requirements:

#### [NY] R326.4.2.7.1 Self-closing and opening configuration.

All gates shall be self-closing. In addition, if the gate is a pedestrian access gate, the gate shall open outward, away from the pool.

#### [NY] R326.4.2.7.2 Latching.

All gates shall be selflatching, with the latch handle located within the enclosure (i.e., on the pool side of the enclosure) and at least 40 inches (1016 mm) above grade. In addition, if the latch handle is located less than 54 inches (1372 mm) from grade, the latch handle shall be located at least 3 inches (76 mm) below the top of the gate, and neither the gate nor the barrier shall have any opening greater than 0.5 inch (12.7 mm) within 18 inches (457 mm) of the latch handle.

#### [NY] R326.4.2.7.3 Locking.

All gates shall be securely locked with a key, combination or other child-proof lock sufficient to prevent access to the swimming pool through such gate when the swimming pool is not in use or supervised.

#### [NY] R326.4.2.8 Dwelling wall as barrier.

A wall or walls of a dwelling may serve as part of the barrier, provided that the wall or walls meet the applicable barrier requirements of Sections R326.4.2.1 through R326.4.2.6, and one of the following conditions shall be met:

- 1. a) Doors with direct access to the pool through that wall shall be equipped with an alarm that produces an audible warning when the door and/or its screen, if present, are opened. The alarm shall be listed in accordance with UL 2017. The audible alarm shall activate within 7 seconds and sound continuously for a minimum of 30 seconds after the door and/or its screen, if present, are 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 touch pad or switch, to temporarily deactivate the alarm for a single opening. Deactivation shall last for not more than 15 seconds; and
  - b) Operable windows in the wall or walls used as a barrier shall have a latching device located no less than 48 inches above the floor. Openings in operable windows shall not allow a 4-inch-diameter (102 mm) sphere to pass through the opening when the window is in its largest opened position; and
  - c) Where the dwelling is wholly contained within the pool barrier or enclosure, alarms shall be provided at every door with direct access to the pool; or
- 2. Other approved means of protection, such as selfclosing with self-latching devices, so long as the degree

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of protection afforded is not less than the protection afforded by Item 1 described above.

#### [NY] R326.4.2.8.1 Alarm deactivation switch location.

Where an alarm is provided, the deactivation switch shall be located 54 inches (1372 mm) or more above the threshold of the door. In dwellings required to be Accessible units, Type A units, or Type B units, the deactivation switch shall be located 48 inches (1219 mm) above the threshold of the door.

#### [NY1 R326.4.2.9 Pool structure as barrier.

Where an above-ground pool structure is used as a barrier, or where the barrier is mounted on top of the pool structure, the structure shall be designed and constructed in compliance with ANSI/APSP/ICC 4 and meet the applicable barrier requirements of Sections R326.4.2.1 through R326.4.2.8. Where the means of access is a ladder or steps, one of the following conditions shall be met:

- 1. The ladder or steps shall be capable of being secured, locked or removed to prevent access. When the ladder or steps are secured, locked or removed, any opening created shall not allow the passage of a 4-inch-diameter (102 mm) sphere; or
- 2. The ladder or steps shall be surrounded by a barrier which meets the requirements of Sections R326.4.2.1 through R326.4.2.8.

#### [NY] R326.4.3 Indoor swimming pool.

Walls surrounding an indoor swimming pool shall comply with Section R326.4.2.8.

#### [NY] R326.4.4 Prohibited locations.

Barriers shall be located so as to prohibit permanent structures, equipment or similar objects from being used to climb the barrier.

#### [NY] R326.5 Entrapment protection for swimming pool and spa suction outlets.

Suction outlets shall be designed to produce circulation throughout the pool or spa. Single-outlet systems, such as automatic vacuum cleaner systems, or multiple suction outlets, whether isolated by valves or otherwise, shall be protected against user entrapment.

#### [NY] R326.5.1 Compliance.

Suction outlets shall be designed and installed in accordance with the requirements of CPSC 15 USC 8003 and ANSI/APSP/ICC 7, where applicable.

#### [NY] R326.6 Suction outlets.

Suction outlets shall be designed to produce circulation throughout the pool or spa. Single-outlet systems, such as automatic vacuum cleaner systems, or multiple suction outlets, whether isolated by valves or otherwise, shall be protected against user entrapment.

#### [NY] R326.6.1 Compliance alternative.

Suction outlets may be designed and installed in accordance with ANSI/APSP/ICC 7.

#### [NY] R326.6.2 Suction fittings.

Pool and spa suction outlets shall have a cover that conforms to ANSI/ASME A112.19.8, or an 18 inch by 23 inch (457 mm by 584 mm) drain grate or larger, or an approved channel drain system.

**Exception:** Surface skimmers.

#### [NY] R326.6.3 Atmospheric vacuum relief system required.

Pool and spa single- or multiple-outlet circulation systems shall be equipped with atmospheric vacuum relief should grate covers located therein become missing or broken. This vacuum relief system shall include at least one approved or engineered method of the type specified herein, as follows:

- Safety vacuum release system conforming to ASME A112.19.17; or
- 2. An approved gravity drainage system.

#### [NY] R326.6.4 Dual drain separation.

Single or multiple pump circulation systems have a minimum of two suction outlets of the approved type. A minimum horizontal or vertical distance of 3 feet (914 mm) shall separate the outlets. These suction outlets shall be piped so that water is drawn through them simultaneously through a vacuumrelief-protected line to the pump or pumps.

#### [NY] R326.6.5 Pool cleaner fittings.

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Where provided, vacuum or pressure cleaner fitting(s) shall be located in an accessible position(s) at least 6 inches (152 mm) and not more than 12 inches (305 mm) below the minimum operational water level or as an attachment to the skimmer(s).

#### [NY] R326.7 Swimming pool and spa alarms, applicability.

A swimming pool or spa installed, constructed or substantially modified after December 14, 2006, shall be equipped with an approved pool alarm. Pool alarms shall comply with ASTM F2208 (Standard Specification for Pool Alarms), and shall be installed, used and maintained in accordance with the manufacturer's instructions and this section.

#### **Exceptions:**

- 1. A hot tub or spa equipped with a safety cover which complies with ASTM F1346.
- 2. A swimming pool (other than a hot tub or spa) equipped with an automatic power safety cover which complies with ASTM F1346.

#### [NY] R326.7.1 Multiple alarms.

A pool alarm must be capable of detecting entry into the water at any point on the surface of the swimming pool. If necessary to provide detection capability at every point on the surface of the swimming pool, more than one pool alarm shall be provided.

#### [NY] R326.7.2 Alarm activation.

Pool alarms shall activate upon detecting entry into the water and shall sound poolside and inside the dwelling.

#### [NY] R326.7.3 Prohibited alarms.

The use of personal immersion alarms shall not be construed as compliance with this section.