

ORDINANCE NO. 5988

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MESA, ARIZONA, AMENDING MESA CITY CODE TITLE 4, CHAPTER 10 (MESA SWIMMING POOL AND SPA CODE). THE AMENDMENTS INCLUDE BUT ARE NOT LIMITED TO: ADOPTING THE 2024 INTERNATIONAL SWIMMING POOL AND SPA CODE AND AMENDMENTS TO CERTAIN SECTIONS OF THE 2024 INTERNATIONAL SWIMMING POOL AND SPA CODE; REPEALING IN ITS ENTIRETY MESA CITY CODE SECTION 4-10-1; ADOPTING A NEW SECTION 4-10-1 TITLED “ADOPTED BY REFERENCE” AND A NEW SECTION 4-10-2 TITLED “AMENDMENTS TO THE 2024 INTERNATIONAL SWIMMING POOL AND SPA CODE”; AND RENUMBERING SECTION 4-10-2 TITLED “PENALTY CLAUSE” AS SECTION 4-10-3.

Whereas, the adoption and enforcement of updated editions of fire and building codes promote and protect the health, safety, and general welfare of the public and property within the City.

Whereas, the City Council desires to adopt by reference the 2024 International Swimming Pool and Spa Code and to adopt certain amendments to the 2024 International Swimming Pool and Spa Code, which shall collectively constitute the Mesa Swimming Pool and Spa Code.

Whereas, the 2024 International Swimming Pool and Spa Code was made a public record on December 1, 2025, by Resolution No. 12458, of the City of Mesa, and one paper copy and one electronic copy of each are on file and available for public use and inspection at the Office of the City Clerk, 20 E. Main Street, Suite 150, Mesa, Arizona.

Whereas, the City of Mesa’s amendments to the 2024 International Swimming Pool and Spa Code, as set forth in that certain document titled “Amendments to the 2024 International Swimming Pool and Spa Code,” were made a public record on December 1, 2025, by Resolution No. 12458, of the City of Mesa, and three paper copies of such document are on file and available for public use and inspection at the Office of the City Clerk, 20 E. Main Street, Suite 150, Mesa, Arizona.

Whereas, the existing Penalty Clause of the Mesa Swimming Pool and Spa Code, set forth in Mesa City Code Title 4, Chapter 10, is unchanged but should be renumbered.

Be it ordained by the City Council of the City of Mesa, Arizona, as follows:

Section 1: Mesa City Code Section 4-10-1 titled “International Swimming Pool and Spa Code Adopted” is hereby repealed in its entirety and replaced with a new Section 4-10-1 titled “Adopted by Reference” as follows, and the publication listed in the new Section 4-10-1 as follows is hereby adopted by reference and made a part hereof as if fully set forth in this Ordinance:

#### **4-10-1: ADOPTED BY REFERENCE**

The following publication, which was made a public record on December 1, 2025, by Resolution No. 12458, of the City of Mesa, Arizona, one paper copy and one electronic copy of which are on file and available for public use and inspection with the City Clerk, is hereby adopted by reference and made a part hereof as if fully set forth in this Mesa City Code Section 4-10-1:

##### **2024 International Swimming Pool and Spa Code**

Section 2: Mesa City Code Section 4-10-2 titled “Penalty Clause” is hereby replaced with a new Section 4-10-2 titled “Amendments to the 2024 International Swimming Pool and Spa Code” as set forth in that certain document titled “Amendments to the 2024 International Swimming Pool and Spa Code” that is hereby adopted by reference and made a part hereof as if fully set forth in this Ordinance.

Section 3: Mesa City Code Section 4-10-2 titled “Penalty Clause” is hereby renumbered to Section 4-10-3 titled “Penalty Clause.” The content of Section 4-10-3 (previously Section 4-10-2) remains the same.

Section 4: Recitals. The recitals above are fully incorporated in Ordinance No. 5988 (this “Ordinance”) by reference, and each recital represents a finding of fact and determination made by the City Council.

Section 5: Preservation of Rights and Duties. This Ordinance does not affect the rights and duties that matured, penalties that were incurred, or proceedings that were begun before the effective date of this Ordinance.

Section 6: Effective Date. The effective date of this Ordinance is 30 days after the adoption of this Ordinance.

Section 7: Severability. If any term, provision, section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the material adopted herein by reference is for any reason held to be invalid, unenforceable, or unconstitutional by the decision of a court of competent jurisdiction, the remaining provisions of this Ordinance shall remain in effect.

Section 8: Resolutions and Exhibits on File. Resolution No. 12458 adopted on December 1, 2025, and its referenced exhibits are on file and available for public use and inspection at the Office of the City Clerk, 20 E. Main Street, Suite 150, Mesa, Arizona.

Passed and adopted by the City Council of the City of Mesa, Arizona, this 8th day of December, 2025.

APPROVED:

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Mark Freeman, Mayor

ATTEST:

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Holly Moseley, City Clerk