

**MECKLENBURG COUNTY BOARD OF COMMISSIONERS  
RESOLUTION REPEALING THE BOARD OF HEALTH RULE GOVERNING  
PRIVATE RESIDENTIAL SWIMMING POOLS IN MECKLENBURG COUNTY**

WHEREAS, the Board of Commissioners of Mecklenburg County, as a Consolidated Human Services Agency (CHSA), exercising the powers and duties of a local board of health, adopted a Board of Health Rule in 1999 pursuant to G.S 130A-39 regulating the use of residential swimming pools; and

WHEREAS, the rule was most recently amended in 2023, the purpose of which was to establish safety standards for residential swimming pools; and

WHEREAS, the NC General Assembly amended G.S. 130A-39 pursuant to SL 2025-94 (H926) and removed the authority of local governments to adopt rules regulating private residential swimming pools; and

WHEREAS, at a public policy board meeting on January 13, 2026, the Mecklenburg County Health Director recommended the Board of Commissioners repeal the rule regulating private residential pools at an upcoming meeting; and

WHEREAS, based upon the recommendation of the Health Director, the Board of Commissioners of Mecklenburg County finds it no longer necessary to retain this rule.  
Now, therefore,

Be it RESOLVED by the Board of Commissioners of Mecklenburg County that the Board of Health Rule regulating private residential pools be, and the same is hereby, repealed.

This 17<sup>th</sup> day of March 2026.

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Mark Jerrell, Chair

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Clerk to the Board