Michigan Department of Licensing and Regulatory Affairs
Liquor Control Commission (MLCC)
Toll-Free: 866-813-0011 - www.michigan.gov/lcc

On-Premises Public Swimming Pool Permit Application (LCC-209)

Before you submit an application for an On-Premises Public Swimming Pool Permit to the Michigan Liquor Control Commission, you must ensure that the swimming pool for which you are applying for the permit meets the requirements of the Public Health Code, MCL 333.12526a. Contact the Michigan Department of Environment, Great Lakes, & Energy (EGLE) to submit a Permit for Construction or Modification of a Public Swimming Pool to construct a new swimming pool or modify an existing swimming pool to conform to the Public Health Code requirements for food and alcohol service in swimming pools.

The Michigan Liquor Control Commission cannot advise liquor licensees on the specific requirements for Public Swimming Pool Licenses under the Public Health Code.

For questions or information on Public Swimming Pool License approvals, please contact:

Michigan Department of Environment, Great Lakes, & Energy (EGLE)
Public Swimming Pool Program

Website: https://www.michigan.gov/egle/about/organization/drinking-water-and-environmental-health/public-swimming-pools
Email: EGLE-DWEHD-PublicPoolProgram@Michigan.gov
Phone: 517-282-7362

On-Premises Public Swimming Pool Permit Requirements Pursuant to MCL 436.1548 & MCL 333.12526a

1. An On-Premises Public Swimming Pool Permit may be issued to an on-premises liquor licensee that has been issued a Public Swimming Pool License from the Michigan Department of Environment, Great Lakes, & Energy (EGLE). The Commission will conduct an on-site investigation as part of a licensee's application for an On-Premises Public Swimming Pool Permit.

2. An On-Premises Public Swimming Pool Permit costs $350.00 for the initial fee, along with a $70.00 inspection fee. The annual renewal fee is $350.00.

3. The sale and service of alcoholic liquor conducted under an On-Premises Public Swimming Pool Permit must be within an exclusive area that is well-defined and clearly marked. A bouy line may be used to delineate the exclusive area. The exclusive area must not be accessible by patrons under the age of 21. An individual who purchased alcoholic liquor in the exclusive area may possess alcoholic liquor sold by the licensee in the exclusive area and the licensed premises adjacent to the exclusive area.

4. The exclusive area covered by an On-Premises Public Swimming Pool Permit must be part of the licensed premises. If the exclusive area is not currently part of the licensed premises, either inside a licensed building or outside in an approved Outdoor Service Area, then the licensee must submit a separate application to add space to the licensed premises for an indoor swimming pool or a separate application for new Outdoor Service approval.

5. If the licensee holds a Class C or B-Hotel license and has a separate bar in the exclusive area covered by an On-Premises Public Swimming Pool Permit, whether the bar is outside the pool or is a swim-up bar in the pool, the licensee will need an approved Additional Bar for each bar within the exclusive area. Additional Bars cost $350.00 and are renewable annually.

6. All sales and service of alcoholic liquor in the exclusive area covered by an On-Premises Public Swimming Pool Permit must be conducted by an employee of the licensee that has successfully completed a server training program approved by the Commission.

7. Lifeguard service must be provided in the swimming pool enclosure* when the swimming pool is open for use.

- Requirements Continued Next Page -

On-Premises Public Swimming Pool Permit Requirements (Continued)
Pursuant to MCL 436.1548 & MCL 333.12526a

8. The Michigan Department of Environment, Great Lakes, & Energy (EGLE) has determined under section 12526 that the plans and specifications for the swimming pool meet all of the following requirements:

a. The materials used to construct the area within the swimming pool water that is used for serving, preparing, or consuming food or beverages are made of a material that is nonabsorbent, is easily cleanable, and can be regularly sanitized.

b. The area within the swimming pool water that is used for serving, preparing, or consuming food or beverages is constructed in a manner that has no sharp edges, has no open cracks, and has sealed joints.

c. Areas within the swimming pool water where there is ice, food, equipment, and any other item that is stored or used in the preparation of food or beverages are physically separated by a service counter or other structure or material in a manner that protects the ice, food, equipment, or other item from splash or spillage of swimming pool water.

d. The swimming pool water is equipped with heightened disinfection and filtration standards** and maintains increased disinfectant residuals.

e. The swimming pool water is monitored with an electronic chemical control monitoring system.

9. The water temperature of the swimming pool is maintained at 104 degrees Fahrenheit or less.

10. The free disinfectant residual levels in the swimming pool water are tested poolside at least 4 times per day when the public swimming pool is open for use.

11. An individual who holds a certification as a certified pool operator, or an equivalent certification as determined by EGLE must be readily available when the swimming pool is open for use to test the swimming pool water and to operate the water treatment equipment of the swimming pool.

12. The swimming pool must not contain a slide, diving board, starting block, spray feature, or similar addition in the area of the swimming pool permitted for the sale and consumption of alcoholic liquor. However, the swimming pool may have a waterfall, or another decorative feature, that is not intended for interaction or contact with an individual using the public swimming pool in the area of the public swimming pool permitted for the sale and consumption of alcoholic liquor.

13. A person engaged in the operation of a swimming pool that allows for the consumption of food or beverages in the swimming pool under an On-Premises Public Swimming Pool Permit must ensure that food and beverages are served in a container made of plastic or another nonbreakable material and that is designed to reduce the chances of spilling the food or beverage in the swimming pool water.

** "Swimming pool enclosure" means the area containing 1 public swimming pool or, if the area contains 2 or more public swimming pools, the area containing all of the public swimming pools, which area is surrounded by an uninterrupted constructed feature or obstacle that meets all of the following requirements:*

a. It is used to surround and secure the area.
b. It is intended to deter or effectively prevent unpermitted, uncontrolled, and unfettered access to the area.
c. It is designed to resist climbing and to prevent passage through and under it.

*** "Heightened disinfection and filtration standards" means all of the following:*

a. A regenerative media filter system or an equivalent filter system. If the swimming pool uses a sand-type filter or a cartridge-type filter, a filter system is considered equivalent under this subparagraph if it requires a reduction in the max flow rate per square foot of filter area
b. An accelerated water turnover rate of once every 4 hours or less when the public swimming pool is open for use.
c. An ultraviolet light secondary disinfection system or an equivalent secondary disinfection system.
d. Increased inlets to prevent impaired circulation and to increase water circulation due to potential obstructions.
e. Increased number of skimmers or surge weirs to ensure effective surface water skimming.

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Liquor Control Commission (MLCC)
Toll-Free: 866-813-0011 - www.michigan.gov/lcc

Business ID: _____

Request ID: _____

(For MLCC Use Only)

On-Premises Public Swimming Pool Permit Application (LCC-209)

Part 1 - Licensee Information

Licensee name(s):		
Address:		
City:	Zip Code:	
Contact name:	Phone:	Email:

Part 2 - Fees & Required Documentation

☐ $70.00 inspection Fee (*MLCC Fee Code 4036*)

☐ $350.00 On-Premises Public Swimming Pool Permit Fee (*MLCC Fee Code 4031*)

For Class C or B-Hotel licensees that may need an Additional Bar for the exclusive area covered by the On-Premises Public Swimming Pool Permit. A separate Additional Bar is required for each bar within the exclusive area, including swim-up bars in the swimming pool.

☐ Number of Additional Bars: _____ x $350.00 each = _____ Additional Bar Fee (*MLCC Fee Code 4012*)

TOTAL FEES DUE: _____ Make check payable to **State of Michigan**.

☐ A copy of the licensee's Public Swimming Pool License issued by the Department of Environment, Great Lakes, & Energy (EGLE)

☐ A copy of the licensee's alcohol safety plan for the proposed exclusive area to be covered by the On-Premises Public Swimming Pool Permit

☐ A diagram of the proposed exclusive area to be covered by the On-Premises Public Swimming Pool Permit that clearly shows the existing licensed premises and any existing Outdoor Service Area(s), the location of the exclusive area within the licensed premises or Outdoor Service Area, the measurements of the exclusive area, the location of bars within the exclusive area, other pools or parts of the pool that will not be included in the exclusive area, and entry/exit points to the exclusive area

☐ Photographs of the proposed exclusive area to be covered by the On-Premises Public Swimming Pool Permit

Part 3 - Swimming Pool Exclusive Area Information

1. Is the proposed exclusive area to be covered by the On-Premises Public Swimming Pool Permit located on the existing licensed premises, either indoors or in an approved Outdoor Service Area? ◯ Yes ◯ No

If **No**, a separate application to add indoor space to the licensed premises or to add or enlarge an Outdoor Service Area will be required.
- Application to add space: On-Premises Retailer License & Permit Application (LCC-100a)
- Application to add or enlarge Outdoor Service Area: Outdoor Service Permanent Permission Application (LCC-204)

2. Describe the type and height of the barrier that will be used to clearly delineate the exclusive area to be covered by the On-Premises Public Swimming Pool Permit and how the exclusive area will be well-defined and clearly marked:

LARA is an equal opportunity employer/program. Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

Part 3 - Swimming Pool Exclusive Area Information (Continued)

3. Explain how the exclusive area to be covered by the On-Premises Public Swimming Pool Permit will be secured and monitored to prevent minors from entering and how sales to minors and visibly intoxicated persons will be prevented:

Part 4 - Signature of Licensee

Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. Approval of this application by the Michigan Liquor Control Commission does not waive any of these requirements. The licensee must obtain all other required state and local licenses, permits, and approvals for this business before using this license for the sale of alcoholic liquor on the licensed premises.

I certify that the information contained in this form is true and accurate to the best of my knowledge and belief. I agree to comply with all requirements of the Michigan Liquor Control Code and Administrative Rules. By signing this application, I am freely and voluntarily consenting and submitting to inspections of the licensed premises in accordance with MCL 436.1217(2)-(3) and R 436.1011(4). I also understand that providing **false** or **fraudulent** information is a violation of the Liquor Control Code pursuant to MCL 436.2003.

Print Name of Licensee & Title	Signature of Licensee	Date

Please return this completed form along with corresponding documents and fees to:
Michigan Liquor Control Commission
Mailing address: P.O. Box 30005, Lansing, MI 48909
Overnight deliveries: 2407 N. Grand River Ave., Lansing, MI 48906
Fax to: 517-284-8557

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LARA
LICENSING AND REGULATORY AFFAIRS

Michigan Department of Licensing and Regulatory Affairs
Finance and Administrative Services
Revenue Services

LARA Revenue Services **is not** a part of the Michigan Liquor Control Commission (see note below).

Credit Card Authorization Form

* * FAX COMPLETED FORM TO SECURE FAX LINE: 517-284-8557 * *
* * DO NOT EMAIL OR MAIL THIS FORM * *

Requests with credit card payments that are not faxed to the above secure fax line will be destroyed along with the credit card authorization in order to ensure the security of applicants' personal credit card numbers.

*** *IF YOU ARE NOT SUBMITTING AN APPLICATION FORM WITH THIS CREDIT CARD AUTHORIZATION, YOU MUST PROVIDE AN ITEMIZATION OF THE FEES FOR WHICH YOU ARE SUBMITTING PAYMENT OR YOUR PAYMENT WILL NOT BE PROCESSED* ***

Name on Card: _____

Billing Address: _____

City: _____ State: _____ Zip Code: _____

Phone: _____

Email: _____

Payment Amount: _____

Card Number: _____

Check One:

◯ MasterCard ◯ Visa ◯ Discover ◯ American Express

Security Code/CVV Code: _____

Expiration Date: _____

Applicant/Licensee Name: _____

Request or Business ID #: _____

Payment is for: _____

_____
Signature

IF YOU ARE NOT SUBMITTING AN APPLICATION FORM WITH THIS CREDIT CARD AUTHORIZATION, YOU MUST PROVIDE AN ITEMIZATION OF THE FEES FOR WHICH YOU ARE SUBMITTING PAYMENT OR YOUR PAYMENT WILL NOT BE PROCESSED.

Credit Card Payment Itemization:

Fee Type	Fee Amount	*MLCC Fee Code*
☐ Inspection Fee:	_____	*4036*
☐ On-Premises Public Swimming Pool Permit Fee:	_____	*4031*
☐ New Additional Bar Fee(s):	_____	*4012*

LARA Revenue Services **is not** a part of the Michigan Liquor Control Commission (MLCC). Receipt of payment and application forms by LARA Revenue Services does not constitute receipt of an application by the MLCC. **Applications submitted through LARA Revenue Services may take up to two (2) additional business days to be received by the MLCC after receipt by LARA Revenue Services**.

For requests that require a timely receipt of an application by the MLCC to be processed, such as Special Licenses and temporary requests, please ensure that your application will be received in adequate time to be processed by the MLCC after the payment is received and processed by LARA Revenue Services.

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