

SWIMMING POOL REGULATIONS

SECTION 31

SWIMMING POOL REGULATIONS

3101 Definition.

A “swimming pool” is any artificial basin of water, which has a capacity of five hundred (500) gallons or more, a maximum depth of three (3) feet or more and which is designed or manufactured for use for recreational purposes. A “permanent swimming pool” is any artificial basin of water, which remains in place or otherwise not removed throughout the year. Additionally, any swimming pool located on a property before May 1 and/or after October 1 of any year shall be considered a permanent swimming pool. All other swimming pools shall be considered a “temporary swimming pool.”

3102 Permit.

No person shall construct, enlarge, alter, or otherwise improve a swimming pool, whether temporary or permanent, without first obtaining a permit as required by the City’s Unified Land Development Ordinance, or maintain such pool contrary to the provisions of this Section. An annual permit shall be necessary for all temporary swimming pools. Permanent swimming pools shall obtain a one-time permit, unless alterations or modifications occur which shall require the submission for a new permit. Annual permits shall be submitted on or before May 1 of each year. All other permits shall be obtained ten (10) days prior to any use or construction of the swimming pool. Permit fees for permanent swimming pools are periodically set by City Council resolution. The permit application fee for temporary swimming pools shall be fifteen (15) dollars or as otherwise set by the City Council from time to time.

3103 Enclosure.

Enclosure of pools shall be as described below.

Permanent Swimming Pools. Every permanent swimming pool, whether in-ground or above-ground, shall be completely surrounded by a wood or plastic composite privacy fence or wall at least six (6) feet in height. Chain link fences or similar type fences shall not be allowed. Such fence or wall shall be non-climbable and shall be constructed of sufficiently strong materials and of such structural design as to make the pool inaccessible to small children. There shall not be a distance greater than ten (10) feet between fence posts.

3104 Distance from Property Line.

No part of a swimming pool, whether temporary or permanent, or its related structure shall be constructed with seven (7) feet of a property line, other wall, fence or other structure which can be readily climbed by children.

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3105 Access.

All gates and doors in the fence or wall shall be self-latching or self-closing. At all times, when the pool is "unattended", such gates, doors, steps, ladders, ramps or any other device affording access to the pool shall be secured against unauthorized access. "Unattended" means the absence of an adult person in the outdoor swimming pool or within constant eyesight of said pool and no more than twenty (20) feet therefrom.

3105 Inspection.

Persons maintaining a swimming pool pursuant to this chapter shall be deemed to consent to periodic inspections of same for compliance with this and other chapters in this Code of Ordinances at reasonable times by City employees.