14.09 - PRIVATE SWIMMING POOLS. (Am. Ord. #08-13)

No person shall construct, install or enlarge a residential swimming pool not enclosed in a permanent building in the Village except in accordance with the following regulations.

(1) DEFINITIONS.

    (a) "Swimming pool" means any depression in the ground, either temporary or permanent, or a container of water, either temporary or permanent and either above or below the ground, in which water more than 18 inches deep is contained and which is used primarily for the purpose of bathing or swimming. "Swimming pool" includes a temporary pool unless otherwise specifically excluded within this section.

    (b) "Temporary pool" means any swimming pool that has a surface area of less than 314.159 square feet (20-foot diameter) which is installed for any length of time less than 6 months and which is installed after April 1 and removed by September 30 in the same year.

(2) PERMIT.

    (a) *Required*. No person shall construct, install, enlarge or alter any private swimming pool unless a permit therefor has first been obtained from the Building Inspector. A temporary pool shall be exempt from this permit requirement.

    (b) *Application*. Application shall be on forms provided by the Building Inspector and shall be accompanied by plans drawn to scale showing the following:

        1. Location of swimming pool on lot, distance from lot lines and distance from structure.

        2. Location of septic tank, filter bed and sewer lines.

        3. Swimming pool dimensions and volume of water in gallons.

        4. Location of fence, and type, size and gate location.

        5. Existing overhead wiring relative to proposed swimming pool.

(3) CONSTRUCTION REQUIREMENTS.

    (a) No swimming pool shall be located, erected, constructed or maintained closer to any side or rear lot line than allowed by Chapter 17 for permitted accessory building uses, and the waterlineof any swimming pool shall not be less than 5 feet from any lot line or building.

(b) No connection shall be made to the sanitary sewer or septic system.

(c) Gaseous chlorination systems shall not be used for disinfecting swimming pool waters.

(d) No swimming pool shall be less than 5 feet from the septic tank and no less than 15 feet from any septic system drainfield or less than 8 feet from any well. (Am. Ord. #49-89; Am. Ord. #7-00)

(4) FENCES. (Rep. & Recr. Ord. #49-89)

(a) All non-temporary swimming pools not enclosed within a permanent building shall be completely enclosed by a fence of sufficient strength to prevent access to the swimming pool, not less than 4 feet in height and so constructed as not to have voids, holes or openings larger than 4 inches in one dimension. The wall of the house or building facing a swimming pool may be incorporated as a portion of such fence. No fence shall be located, erected, constructed or maintained closer than 3 feet to a swimming pool. Gates or doors shall be equipped with a self-closing and self-latching device for keeping the gate or door securely closed at all times when not in actual use.

(b) Aboveground swimming pools with platforms and railings that are 4 feet or more in height above ground and temporary pools are not required to be enclosed as provided in paragraph (a) above; however, all ladders and stairways providing access to such swimming pools shall be removed from the swimming pool or shall be adequately fenced and fitted with gates or folded up and locked to prevent entry when the swimming pool is not in use. (Am. Ord. #7-00)

(5) ELECTRICAL REQUIREMENTS.

(a) *To Comply with Electrical Codes*. All electrical installations shall require separate permits and shall be governed by the Village or State Electrical Code.

(b) *Pool Lights*. If overhead flood or other artificial lights are used to illuminate the swimming pool at night, such lights shall be shielded to direct light only on the swimming pool.

(6) USE OF SWIMMING POOL. No swimming pool shall be so operated as to create a nuisance, a hazard or an eyesore or otherwise to result in a substantial adverse effect on neighboring properties.