

CHAPTER 1283  
Swimming Pools

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**1283.01 PURPOSE.**

The purpose of this chapter is to regulate the private outdoor swimming pools located within the Village that may endanger the public health and safety.  
(Ord. 2006-06. Passed 5-8-06.)

**1283.02 DEFINITION.**

"Swimming pool" shall mean any artificially constructed pool, portable or permanent; wholly or partly outdoors, either above or below, or partly above or below grade; capable of being used for swimming or wading, immersion or partial immersion of a human being. Excluded from this chapter are non-filtered, inflated or molded children's wading pools.  
(Ord. 2006-06. Passed 5-8-06.)

**1283.03 PERMIT REQUIRED.**

A site permit shall be applied for and obtained from the Zoning Administrator and a building permit issued before construction or erection of any swimming pool.  
(Ord. 2006-06. Passed 5-8-06.)

**1283.04 ACCESS AND USE.**

(a) A private swimming pool shall be permitted as an accessory use to one-family or two-family dwelling units, but must be located only in a rear or side yard.

(b) All swimming pools are subject to the following:

- (1) The outside wall of a swimming pool shall not be closer than ten feet of a side or rear yard lot line or the required setback of a rear or side yard, which ever distance is greater.
- (2) The outside wall of a swimming pool shall be no closer than 35 feet of the front yard line.
- (3) The outside wall of a swimming pool shall be no closer than four feet of any building on the same lot.
- (4) For the protection of the general public, a swimming pool shall be completely enclosed by a fence not less than four feet in height. Gates

shall be of self-closing and latching type, with the latch on the inside of the gate not readily available for children to open. Gates shall be capable of being securely locked when the swimming pool is not in use for extended periods.

- (5) All electrical installations or wiring in connection with swimming pools shall conform to the provisions of the National Electrical Code.
- (6) If service drop conductors or other utility wire cross under or over a swimming pool area, the applicant shall make satisfactory arrangements with the utility involved for the relocation thereof before a permit is issued for the construction of a swimming pool.
- (7) No portion of a swimming pool or associated structure shall be permitted to encroach upon any right-of-way which has been granted for public utility use and/or any other easement or right-of-way.  
(Ord. 2006-06. Passed 5-8-06.)

#### **1283.05 ZONING BOARD OF APPEALS.**

The Board of Appeals shall have jurisdiction to hear and decide appeals and permit variations or the requirements herein.  
(Ord. 2006-06. Passed 5-8-06.)

#### **1283.06 PENALTIES.**

Any person, firm or corporation convicted of violating any provisions of this chapter shall be guilty of a misdemeanor and shall be punished by a fine of not to exceed five hundred dollars (\$500.00) or by imprisonment in the county jail for a period of not to exceed 90 days, or both, such fine and imprisonment in the discretion of the court. Each day on which any violation shall continue shall constitute as a separate offense.  
(Ord. 2006-06. Passed 5-8-06.)