

**18.724 Swimming Pools.** (Cr.#04-24)

**Definition.** A receptacle, open tank or artificial pool of water not located within a completely enclosed building, having a depth at any point of 1.5 feet or more, whether above or below ground, more than 113 square feet in area, (12 foot in diameter or equivalent in square or rectangular). Decorative ponds, not designed or intended, for swimming are not considered “swimming pools”.

1. Swimming pools exclusively for the private use of the owners and their guests may not be located closer than ten (10) feet to any property line, provided that pump and filter installation shall not be located closer than 20 feet to any property line.

2. Fencing. The swimming pool, or the entire property on which the pool is located shall have a detached wall or fence at least four (4) feet in height. Such wall or fence must be constructed so as to prevent uncontrolled access by children from the street or adjacent properties.

All fence openings or points of entry shall be equipped with gates which are self-closing and have self-latching devices placed at the top one-fourth of the gate.

3. Exceptions. Subsection 2 does not apply to the following:

4. An above ground type swimming pool with a deck, which extends out perpendicular from the sides of the pool, and has an affixed fence at least 36 inches in height above deck level. Access to such deck or pool shall have removable steps or ladder or be enclosed with a fence a minimum of four (4) feet in height.

b. The entire swimming area is covered or enclosed by a plastic or fiberglass bubble, installed pursuant to manufacturer’s recommendations or engineering calculations, a door or gate which allows access into the swimming area which is self-closing, and self-latching, with such latch located at the top one-fourth of the gate.

c. An above ground type swimming pool whose accumulative height, with or without affixed fence, is at least four (4) feet above ground at all points and has a removable or fold up ladder.

4. a. A permit is required for the erection of all “swimming pools” as defined.

b. Permit fee. See Section 18.935 for fee.