

**CHAPTER 1484**  
**Swimming Pools**

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***CROSS REFERENCES***

Power to regulate fences - see Ohio R.C. 715.27

Building permits - see P. & Z. 1240.04, 1244.11, 1262.03, 1262.05; B. & H. Ch. 1444

Ohio Building Code - see B. & H. Ch. 1420

Permit fees - see B. & H. 1444.14(p)

**1484.01 COMPLIANCE REQUIRED.**

In order to regulate the construction, maintenance, and use of swimming pools in the Village, all swimming pools must comply with this chapter.

(Ord. 39-66. Passed 6-7-66.)

**1484.02 DEFINITIONS.**

Any pool or similar year round structure containing water which is more than 10 feet across and/or more than 2 feet in depth shall be considered a "permanent pool."

(Ord. 39-66. Passed 6-7-66; 110-2002. Passed 12-17-02.)

**1484.03 BUILDING PERMIT REQUIRED FOR PERMANENT POOLS; COMPLIANCE WITH ZONING CODE.**

No permanent swimming pool shall be constructed without the issuance of a building permit. The fee for such permit shall be as set forth in Section 1444.14(p). No building permit shall be required for a portable pool, but both types of pools shall comply with Section 1268.04(d) of the Zoning Code.

**1484.04 LOCATION, FENCES AND GATES.**

All permanent, outdoor pools shall be set away from the property lines and completely enclosed by a fence. The fee for such permit shall be as set forth in Section 1444.14(p).

- (a) All pools shall be set away from the lines specified below:
  - (1) On lots with 40-foot zoned frontage, no less than 5 feet.
  - (2) On lots with 41 to 60-foot zoned frontage, no less than 10 feet;
  - (3) On lots with 61-foot zoned frontage or greater, no less than 15 feet.
- (b) All fences installed immediately around the pool or the entire yard, whether new or existing, shall be 4 feet high, and all fences shall have an effective means of denying access to the area, such as a locked gate.

- (c) In the case of an in-ground pool, the fence must be located at least 5 feet from the pool.
- (d) In the case of an above-the-ground pool, the walls of the pool above the ground may be used as the lower portion of the 4-foot high fence requirement. The added portion must be of sturdy construction. The maximum vertical clearance between grade and the bottom of the barrier shall be 2 inches measured on the side of the barrier which faces away from the swimming pool. Where the top of the pool structure is above grade, such as an aboveground pool, the barrier may be at ground level, such as the pool structure, or mounted on the top of the pool structure. Where the barrier is mounted on the top of the pool structure, the maximum vertical clearance between the top of the pool structure and the bottom of the barrier shall be 4 inches. Such pools shall have a removable folding ladder and locking ladder. All portable pools with decks must have a gate which permits locking.
- (e) The width or length of any open spaces within the fence or gate shall not exceed 4 inches. (Ord. 89-82. Passed 12-21-82; Ord. 110-2002. Passed 12-17-02; Ord. 52-2003. Passed 7-1-03; Ord. 54-2005. Passed 8-2-05.)

#### **1484.05 LIGHTS.**

No light used to illuminate a permanent swimming pool or portable swimming pool shall exceed 500 watt floodlight and all such lights shall be extinguished at 11:00 p.m. Lighting fixtures shall be designed and located so as not to cast direct rays of excessive brightness upon adjoining residential lots. Landscaping may also be required by the Planning Commission to insulate the pool from adjoining property. (Ord. 39-66. Passed 6-7-66; Ord. 110-2002. Passed 12-17-02.)

#### **1484.06 LIFE PRESERVERS.**

All permanent swimming pools shall have at least two separate ring-type life preservers, as approved by the U.S. Coast Guard, the same to be tied to ropes equal to the greatest distance, higher than 3 feet from the ground on each side of the pool, but within the fenced-in area, visible to the participants using the pool and available at all times for immediate use. (Ord. 39-66. Passed 6-7-66; Ord. 110-2002. Passed 12-17-02.)

#### **1484.07 PENALTY.**

Whoever violates or fails to comply with any of the provisions of this chapter is guilty of a misdemeanor of the first degree and shall be fined not more than one thousand dollars (\$1,000) or imprisoned not more than six months, or both, for each offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues. (Ord. 110-2002. Passed 12-17-02.)