

Section 910 - Swimming Pools

910.01 Definition.

For the purposes of this section, a "Swimming Pool" shall be defined as a pool with the capacity referred to in Subsection 910.07 above or below ground, located on private property, and not located or proposed to be located within a building. This definition shall exclude public swimming pools, defined as pools designed and proposed for general nonresidential use, not limited to the family and guests of the residents of the property upon which the pool is located.

910.02 Compliance.

No new swimming pool or renovated existing pool shall be used until it complies with the provisions of this section.

910.03 Variances.

The procedures and requirements for variances from the provisions of this section are the same as those prescribed by the zoning ordinance, which is incorporated and made a part of this section as if set out here in full.

910.04 Permitted Accessory Structure.

A swimming pool may be permitted within the City only as an accessory structure to a principal building used for residential purposes.

910.05 Use Restricted.

A swimming pool shall be for the exclusive use of the occupants of the principal building and their guests.

910.06 Building Code Applicable.

A swimming pool shall be deemed to be a structure under the zoning ordinance of the City and all work shall be done in accordance with the City's building code.

910.07 Building Permit Required.

Subd. 1 A building permit shall be required for any swimming pool with a capacity of over one thousand (1,000) gallons or one and one-half feet of water depth.

Subd. 2 Enlargement or Alteration. A building permit shall be required for any enlargement or other major alteration of a swimming pool coming within this section or one that will come within this section because of the enlargement or alteration.

Subd. 3 Accessory Structures. A separate building permit unless included in the swimming pool permit, shall be required for any pump house, filter house, enclosure for the pool or any other structure erected in conjunction with a swimming pool. The structures shall conform to all provisions of the building code.

910.08 Special Use Permit.

A special use permit pursuant to the zoning ordinance shall be required for the construction of any structure designed to cover a swimming pool or for the construction of any accessory structure such as a bathhouse, or other structure large enough to enclose persons and designed for the accommodation of persons. Other auxiliary structures, such as those defined in Subsection 910.08, shall require only a building permit.

910.09 Applications.

The application for a building permit to construct or erect a swimming pool shall be accompanied by plans of sufficient detail to show:

Subd. 1 The proposed location and size of the pool, the house and garage, fencing and other features existing on the lot, such as utility locations and trees; included shall be the location of the above features on all adjacent lots;

Subd. 2 The location, size and a statement as to the types of equipment to be used in connection with the pool, including but not limited to, filter unit, pump, wiring, heating unit, backflush and drainage outlet, fencing and the pool itself; and

Subd. 3 The finished elevations and final treatment around the pool.

910.10 Fee.

The normal building permit fee shall be charged for applications made pursuant to this section.

910.11 Construction Standards.

Subd. 1 Location.

A. Pools shall not be located beneath overhead utility lines nor over underground utility lines of any type, and shall be located in such manner that it complies with the provisions of the National Electrical code, a copy of which is incorporated by reference and made a part of this section as if set out here in full, and is on file in the office of the City Administrator.

B. Pools shall not be located within any private or public utility, walkway, drainage or other easement.

Subd. 2 Single-Family Pools.

A. "Single-Family Pools," as used in this section, shall be defined to be swimming pools located on single-family residential property used for single-family residential purposes.

B. The outside perimeter of all swimming pool structures, including all accessories, shall not be located within ten (10) feet of any side or rear lot line. The single-family pools shall not be located within any required front yard.

Subd. 3 Multi-Family Pools.

A. "Multi-Family Pools," as used in this section, shall be defined to be swimming pools constructed or proposed to be constructed on residential property used or proposed to be used for multi-family residential purposes, such as apartment houses and the like.

B. The outside perimeter of all swimming pool structures, including all accessories, shall not be located within fifty (50) feet of any side or rear lot line.

C. Adequate screening including both fencing and landscape treatment shall be placed between swimming pool structure and adjacent single-family lot lines.

Subd. 4 Construction and Equipment.

A. The swimming pool shall be designed and constructed in such a manner so as not to endanger the health and/or safety of its users and to not unduly interfere with the use and enjoyment of adjacent property.

B. The swimming pool shall have adequate provisions to properly recirculate, filter, algicide and germicide the water of the pool and instruction for maintenance of same.

Subd. 5 Water Supply and Drainage.

A. Filling of pools via fire hydrants shall require municipal approval.

B. There shall be no fixed or direct connection of any swimming pool to any potable water supply.

C. Drainage:

1. Drainage of swimming pools onto public streets or into public drainage ways shall not be permitted without municipal approval.

2. Pools shall be constructed and operated in such manner that backflush or emergency water or water from pool drainage shall pass into an approved public drainage way or shall remain on the property of the owner, and water shall not be permitted to drain from the pool, directly or indirectly onto property other than that of the owner.

Subd. 6 Electrical. All electrical work shall conform to the National Electrical Code.

Subd. 7 Safety Fencing.

A. All pools shall be provided with safeguards to prevent children from gaining uncontrolled access. This shall be accomplished with fencing of not less than five feet in height.

B. All fence openings or points of entry into the pool area enclosure shall be equipped with gates.

C. All gates shall be equipped with self-closing and self-latching devices placed on the top of the gate or otherwise inaccessible to small children.

Subd. 8 Lighting. Lighting used in connection with swimming pools shall be adjusted in such manner as not to interfere with the reasonable use of adjacent property and shall be in compliance with applicable zoning regulations for the district in which the pool is located.

Subd. 9 Noise. Unreasonably loud noise in connection with the operation of a swimming pool shall be prohibited.