

# **TITLE XVIII -- SWIMMING POOL REGULATIONS**

## **SECTION 1: Compliance Required**

It shall be unlawful to construct, maintain, install or enlarge any swimming pool in the Town except in compliance with all the provisions of this Section.

## **SECTION 2: Swimming Pool Defined**

The term "swimming pool" is hereby defined as an outdoor structure designed as a receptacle for water, or an artificial pool of water having a depth at any point of more than two (2) feet, intended for the purpose of immersion or partial immersion therein of human beings, and including all appurtenant equipment, whether such structure is built "in-ground", "above-ground", or combination thereof.

Swimming pools of a smaller size shall be deemed to be "wading pools" and are not regulated under this Section.

"Private pools" are defined as those restricted to occupants of the principal use of the property and guests for whom no admission or membership fees are charged. Only "private pools" are permitted in residential districts.

## **SECTION 3: Location**

No portion of an outdoor swimming pool shall be located at a distance of less than ten (10) feet from any side or rear property line, or building line, or at any other location where a "structure" is prohibited under the other terms of the Schererville Zoning Ordinance. Pumps, filters and pool water disinfection equipment installations shall be similarly restricted to the requirements of this paragraph.

## **SECTION 4: Permit Required**

It shall be unlawful to proceed with the construction, installation, enlargement or alteration of any swimming pool and appurtenances within the Town unless a Zoning Permit and Building Permit have first been obtained from the Town in accordance with the procedures set forth in this Ordinance.

## **SECTION 5: Drawings, Plans and Permits**

- A. All drawings and plans for the construction, installation, enlargement or alteration of any swimming pool and appurtenances shall first be presented to the Zoning and Building Inspector for examination and approval as to proper location and construction.
- B. All such drawings and plans shall accurately portray the relevant lot lines and setback distances, and include information as to the pool, walk, and fence construction, water supply system, drainage and water disposal systems, and all appurtenances pertaining to the swimming pool. Detail plans and vertical elevations shall also be provided in accordance with all applicable building, plumbing and electrical codes.
- C. Once such drawings and plans are approved, the construction and location of the swimming pool and its appurtenances shall be constructed in strict conformance to such plans.

## **SECTION 6: Recirculation Pools**

All swimming pools shall be of the recirculation type in which circulation of the water is maintained through the swimming pool by pumps; the water drawn from the swimming pool shall be clarified and disinfected before being returned to the swimming pool.

## **SECTION 7: Materials**

Swimming pool walls and floors shall be constructed of any impervious material which will provide a tight tank with white or light colored finish and easily cleaned surfaces. The floor or bottom surface of the swimming pool shall have a non-slip finish as smooth as possible. The side and end walls of a swimming pool shall present a smooth finish and shall be vertical to a depth of at least six (6) feet or shall have a slope or curvature meeting one of the following conditions:

- A. The swimming pool may be vertical for thirty (30) inches from the water level, below which the wall may be curved to the bottom with a radius at any point equal to the difference between the depth at that point, and thirty (30) inches.
- B. To a depth of six (6) feet, except as in (a) above, the wall's slope shall not be less than one (1) foot horizontal in six (6) feet vertical.

## **SECTION 8: Structural Design**

The slope of the bottom of any part of a swimming pool in which the water is less than five (5) feet in depth shall be not more than one (1) foot in each ten (10) feet. The maximum slope where water is five (5) feet or more in depth shall not exceed one (1) foot in two (2) feet.

## **SECTION 9: Walk Areas**

Unobstructed walk areas of not less than thirty-six (36) inches shall be provided to extend entirely around any in-ground swimming pool. The walk area shall be constructed of impervious material, and the surfaces shall be such as to be smooth and easily cleaned and of non-slip construction. The slope of the walks shall have a pitch of at least one-fourth inch to the foot, designed to prevent back drainage from entering the swimming pool. On all above-ground swimming pools, no completely surrounding walk area shall be required. Where such walk area is provided, however, such area shall be at least thirty-six (36) inches wide and bordered by a fence or railing.

## **SECTION 10: Fences**

All outdoor above ground swimming pools (of which pool walls are less than four (4) feet above ground all the way around) shall be completely enclosed by a fence. Such fence may either be used to enclose only the swimming pool itself, or may be a fence which provides a continuous barrier to the portion of the yard where the swimming pool is located. The structural sides of an above-ground swimming pool may be used in satisfying the fence height requirement. In all cases a minimum height of four (4) feet shall be met by vertical fence extensions from the side or other means. Retractable stairs which are self-latching are acceptable substitutes for closing gates. All fence openings or points of entry into the swimming pool area enclosures shall be equipped with gates. The fence and gates shall be at least four (4) feet in height above the grade level. All gates shall be equipped with self-closing and self-latching devices placed at the top of the gate. Fence posts shall be decay or corrosion-resistant and shall be set in concrete bases, or by manufacturer's specifications. **{Indiana Administrative Code in part: (3) S4226.3 Access to residential pools shall be restricted by one (1) of the following means: (A) Walls or fencing not less than four (4) feet high and completely surrounding the pool and deck area with the exception of self-closing and latching gates and doors, both capable of being locked.}**

In ground swimming pools are not required to have fencing around the pool if there is a power safety pool cover that meets the state requirements as noted in **State Code S4226.3**. See the one page insert from the **Indiana Administrative Code Book**.

## **SECTION 11: Steps or Ladders**

In every swimming pool, at least two or more means of egress in the forms of steps or ladders shall be provided.

## **SECTION 12: Outlets**

- A. Swimming pools shall be equipped with facilities for completely emptying the swimming pool, and discharge of the swimming pool water to the storm sewer shall be at a rate not exceeding two hundred (200) gallons per minute. No direct connection shall be made to the storm sewer.

- B. Water drained from the swimming pool shall not be discharged into the storm sewer system during period of rains or storms. At no time shall the rate of drain water discharge exceed a flow of two hundred (200) gallons per minutes.

## **SECTION 13: Electrical Requirements**

See handout for electrical.

## **SECTION 14: Inspection**

The Building Inspector periodically may inspect any swimming pools to determine whether or not the provisions of the ordinances have been complied with and maintained.

## **SECTION 15: Permit Fees**

See attached Permit Fees Sheet.

## **SECTION 16: Permitted Uses**

Private swimming pools shall be permitted in all residential districts, and in other districts only by way of special exception from the Board of Zoning Appeals.

## **SECTION 17: Non-conforming Uses**

All swimming pools not in conformance with this Ordinance erected or maintained prior to the effective date of this Ordinance shall be deemed to be Non-conforming Uses.

### **SWIMMING POOL FEES**

**APPLICATION / ZONING FEE.....\$50.00**

\*APPLICATION FEE NON-REFUNDABLE

**BUILDING PERMIT FEE FORMULA:**

**SWIMMING POOLS (INGROUND & ABOVE): FIRST \$1,000..... \$50.00**

**EACH ADD'L INCREMENT OF \$1,000 or PORTION..... \$10.00**

**SWIMMING POOL - ELECTRIC PERMIT..... \$50.00**

**SWIMMING POOL - MECHANICAL PERMIT HEATER.....\$50.00**

# **ELECTRICAL REQUIREMENTS FOR ABOVE GROUND POOLS**

- When using rigid conduit or PVC conduit, it is required to be a minimum 12" deep.
- If using a direct burial cable, it must be a minimum 18" deep.
- If you are running a gas pipe to your pool, there must be a minimum 1' separation between gas and electric.
- When using PVC conduit, you must pull a ground wire from the power source to the GFCI receptacle mounted at the pool.
- The GFCI receptacle should be mounted on a 4" x 4" pole and should not be more than 5 feet from the pool filter. You may also mount the receptacle on the side of decking if your deck is built around the pool.
- Pools must be a minimum of 5' from underground service. See electric code for overhead lines.
- Please call for inspections before filling in your trench, and when the receptacle is mounted on the 4" x 4" pole or deck.